

Section I

Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF CITRUS

RULE CHAPTER TITLE: Processing Applications for Citrus Fruit Dealers Licenses
RULE CHAPTER NO.: 20-108

RULE TITLE: General Provisions
RULE NO.: 20-108.001

PURPOSE AND EFFECT: Modifying provisions to include a deadline of July 1 for filing completed applications of dealers requiring a license by August 1 of each season to insure compliance with statute.

SUBJECT AREA TO BE ADDRESSED: Modifying provisions to include a deadline for filing completed applications for those dealers requiring a license by August 1 of each season.

SPECIFIC AUTHORITY: 601.10(1),(7), 601.56 FS.

LAW IMPLEMENTED: 601.03(8), 601.10(1),(5),(7), 601.55, 601.56, 601.57, 601.58, 601.60, 601.61 FS.

IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Alice P. Wiggins, License & Regulation Specialist, Legal Department, Florida Department of Citrus, P. O. Box 148, Lakeland, Florida 33802-0148

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF CITRUS

RULE CHAPTER TITLE: Processing Applications for Citrus Fruit Dealers Licenses
RULE CHAPTER NO.: 20-108

RULE TITLE: General Provisions
RULE NO.: 20-108.001

The Department hereby announces that it intends to convene a negotiated rulemaking proceeding.

RULE SUBJECT AND SCOPE: Under Chapter 601.55, F.S., the legislature has mandated that no one shall act as a citrus fruit dealer without first having applied for and obtained a citrus fruit dealer license for the current season. Under Chapter 601.57(7), F.S., the Department has been authorized to establish by rule the procedure and guidelines for granting interim conditional staff approval for issuance of a conditional citrus fruit dealer's license. This negotiated rulemaking will concern the language of the rule that will specify the procedure

and guidelines for those citrus fruit dealers which require a license by August 1 of each season in order to maintain continual operation.

LIST OF INVITED COMMITTEE MEMBERS: The following representative groups are invited to participate in this negotiated rulemaking procedure:

Edd Dean, Florida Citrus Mutual, representing grower interests.

P. O. Box 89
Lakeland, FL 33802
(863)682-1111

Lisa Rath, Florida Citrus Processors Association, representing processor interests.

P. O. Box 780
Winter Haven, FL 33882
(863)293-4171

Richard Kinney, Florida Citrus Packers Association, representing shipper interests.

P. O. Box 1113
Lakeland, FL 33802
(863)682-0151

Shannon Shepp, representing the Department of Agriculture & Consumer Services, Division of Fruit & Vegetables.

P. O. Box 1072
Winter Haven, FL 33882
(863)291-5820

RULEMAKING TIME FRAMES: The committee shall report in writing the results of its deliberations and/or proposed rules to the agency at the earliest possible time, not to exceed 90 days from the date of the last negotiation meeting.

MEETING TIMES, DATES AND PLACES ARE TO BE ANNOUNCED.

PERSONS WHO WISH TO PARTICIPATE IN THE COMMITTEE: If you believe your interests in this proceeding are not adequately represented, you may apply to participate on this committee by doing the following:

1. Submit a written request to participate to: Mr. Ken Keck, General Counsel, Florida Department of Citrus, P. O. Box 148, Lakeland, Florida 33802.

2. Your request to participate must be submitted to the person and address listed above within 30 days of the date of this notice.

PUBLIC SERVICE COMMISSION

UNDOCKETED

Table with 2 columns: RULE TITLES and RULE NOS.
Uniform Systems of Accounts 25-4.017
Telephone Directory Advertising Revenues 25-4.0405
Annual Reports 25-4.135
Earnings Surveillance Report 25-4.1352
Annual Separations Cost Study 25-4.1357

PURPOSE AND EFFECT: To update the version of the Uniform System of Accounts that telecommunications companies are required to follow and to streamline or eliminate certain reporting requirements applicable to rate-of-return regulated local exchange telecommunications companies.

SUBJECT AREA TO BE ADDRESSED: Reporting requirements for rate-of-return regulated local exchange telecommunications companies.

SPECIFIC AUTHORITY: 350.127(2) FS.

LAW IMPLEMENTED: 350.115, 364.17, 364.037, 364.03(1), 350.117(1), 364.07(2) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

The workshop request must be submitted in writing: Office of the General Counsel, Christiana T. Moore, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Edward Bass, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0862, (850)413-6455

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

25-4.017 Uniform System of Accounts.

(1) Each telecommunications company shall maintain its accounts and records in conformity with the Uniform System of Accounts for Telecommunications Companies (USOA) as prescribed by the Federal Communications Commission in Title 47, Code of Federal Regulations, Part 32 Class A, revised as of October 1, ~~2002~~ 1994, and as modified below. Inquiries relating to interpretation of the USOA shall be submitted in writing to the Commission's Division of Economic Regulation.

(2) through (4) No change.

Specific Authority 350.127(2) FS. Law Implemented 350.115, 364.17 FS. History—Revised 12-1-68, Amended 3-31-76, 8-21-79, 1-2-80, 12-13-82, 12-13-83, 9-30-85, Formerly 25-4.17, Amended 11-30-86, 4-25-88, 2-10-92, 8-11-92, 3-10-96, _____.

25-4.0405 Telephone Directory Advertising Revenues.

(1) The provisions of this rule, in conjunction with the provisions of Section 364.037, Florida Statutes (2002) (~~1995~~), shall govern the ratemaking treatment for telephone directory advertising revenues and expenses of rate-of-return regulated local exchange telecommunication companies.

(2) through (g) No change.

(3) The dollar amount of the 1982 Gross Profit Base for each local exchange telephone company is established pursuant to Section 364.037(3) as follows:

Local Exchange Company	1982 Gross Profit Base
ALLTEL Florida, Inc.	\$299,380
Floral Telephone Company, Inc.	\$1,780
Gulf Telephone Company	\$54,794
Indiantown Telephone System, Inc.	\$28,319
Northeast Florida Telephone Company, Inc.	\$20,676
Quincy Telephone Company	\$68,580
St. Joseph Telephone and Telegraph Company	\$148,538
Southern Bell Telephone & Telegraph Company Florida	\$102,215,043
Frontier Telephone Company	\$8,830
Vista United Telecommunications	\$161,840

(4) The Average 1982 Access Lines for each local exchange telephone company is as follows:

Local Exchange Company	1982 Average Access Lines
ALLTEL Florida, Inc.	36,435
Floral Telephone Company, Inc.	1,417
Gulf Telephone Company	5,934
Indiantown Telephone System, Inc.	1,501
Northeast Florida Telephone Company, Inc.	3,874
Quincy Telephone Company	7,089
St. Joseph Telephone and Telegraph Company	16,229
Southern Bell Telephone & Telegraph Company Florida	2,993,084
Frontier Telephone Company	2,279
Vista United Telecommunications	1,706

Specific Authority 350.127(2) FS. Law Implemented 364.037 FS. History—New 4-21-86, Formerly 25-4.405, Amended 4-25-88, 3-10-96, _____.

25-4.135 Annual Reports.

(+) Each rate-of-return regulated local exchange telephone company shall file annual reports with the Commission on Commission Form PSC/ECR 018-T (/) (~~3/96~~) which is incorporated by reference into this rule. Form PSC/ECR 018-T, entitled "Annual Report of Local Exchange Telephone Companies", may be obtained from the Commission's Division of Economic Regulation. These reports shall be verified by a responsible accounting officer of the company making the report and shall be due on or before April 30 for the preceding calendar year. A company may file a written request for an extension of time with the Division of Economic Regulation no later than April 30. One extension of 31 days will be granted upon request. A request for Commission

approval of a longer extension must be accompanied by a statement of good cause and shall specify the date by which the report will be filed.

~~(2) The company shall also file with the original and each copy of the annual report form, or separately within 30 days, a letter or report, signed by an independent certified public accountant, attesting to the conformity in all material respects of the following schedules and their applicable notes of Form PSC/ECR 18 with the Commission's applicable uniform system of accounts and published accounting releases:~~

- ~~(a) Schedule B-1 Balance Sheet,~~
- ~~(b) Schedule B-2 Statement of Cash Flows, and~~
- ~~(c) Schedule I-1 Income Statement.~~

~~(3)(a) Each company shall file with the Commission an audit report issued by an independent auditor commenting on the company's compliance with its Cost Allocation Manual (CAM) or written accounting procedures for nonregulated operations. Beginning January 1, 1996, the compliance audit shall be performed no less than once every three years. The audit report shall be filed with the annual report or within 30 days of filing the annual report.~~

~~(b) Each company shall file, along with the audit report, a list of all incidents of non-compliance with the CAM or written accounting procedures for nonregulated operations. This list shall include all errors and irregularities detected by the independent auditor during the audit, regardless of materiality.~~

~~(c) The expense of the audit shall be separately identified and shall not be chargeable to expense for ratemaking purposes. The Commission may, upon sufficient showing, modify or waive these requirements.~~

Specific Authority 350.127(2) FS. Law Implemented 364.17 FS. History—New 12-27-94, Amended 3-10-96,_____.

25-4.1352 Earnings Surveillance Report.

Specific Authority 350.127(2) FS. Law Implemented 364.03(1), 350.117(1) FS. History—New 11-18-82, Formerly 25-4.245, Amended 8-21-90, Formerly 25-4.0245, Amended 6-10-94, 3-10-96, Repealed_____.

25-4.1357 Annual Separations Cost Study.

Specific Authority 350.127(2) FS. Law Implemented 364.07(2) FS. History—New 10-31-93, Amended 3-10-96, Repealed_____.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE TITLE: Forms and Instructions

RULE NO.: 40E-1.659

PURPOSE AND EFFECT: The purpose and effect of this proposed rule amendment is to update Form Number 0881 to reflect changes to the "Basis of Review for Environmental Resource Permit Applications Within the South Florida Water Management District – July 2002"

SUBJECT AREA TO BE ADDRESSED: The proposed rule amendment modifies form number 0881 referenced in Section 10.0 of the Basis of Review, and incorporated by reference in Rule 40E-1.659, F.A.C.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.171, 373.413 FS.

LAW IMPLEMENTED: 373.413, 373.4135, 373.414, 373.4142, 373.416, 373.418, 373.426 FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIMES, DATES AND PLACES SHOWN BELOW:

TIME AND DATE: 10:00 a.m., March 28, 2003

PLACE: South Florida Water Management District, Storch Conference Room, 3301 Gun Club Road, West Palm Beach, FL 33406

TIME AND DATE: 10:00 a.m., March 31, 2003

PLACE: Ft. Myers Service Center, 1st Floor Conference Room, 2301 McGregor Boulevard, Ft. Myers, FL 33901, (239)338-2929, 1(800)248-1201

TIME AND DATE: 10:00 a.m., April 1, 2003

PLACE: Miami Field Station, Conference Room, 9001 N. W. 58th Street, Miami, FL 33178, (305)513-3420

TIME AND DATE: 10:00 a.m., April 11, 2003

PLACE: Buenaventura Lakes Library, 405 Buena Ventura Boulevard, Kissimmee, FL 34743, (407)348-8767

Although Governing Board meetings, hearings and workshops are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which any appeal is to be based.

Persons with disabilities or handicaps who need assistance may contact Garrett Wallace, District Clerk, (561)682-6371, at least two business days in advance to make appropriate arrangements.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: For technical issues: Robert M. Brown, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, Extension 6283 or (561)682-6283, internet: rmbrown@sfwmd.gov or Maria Clemente, P.E., South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, 1(800)-432-2045, Extension 2996 or (561)682-2996, internet: mclement@sfwmd.gov; For procedural issues: Jan Sluth, Paralegal, Office of Counsel, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33406-4680, 1(800)432-2045, Extension 6699 or (561)682-6699, internet: jsluth@sfwmd.gov.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40E-1.659 Forms and Instructions.

Form No.	Date	Title
0050A	7-89	Application to the South Florida Water Management District for a Permit for Utilization of District Works and Modification of Existing Permit Works of the District No.
0108	3-91	Application for Release of Mineral, Canal, and Road Reservations Reserved Under Chapters 6456, 6957, 7305, 9131, 14717 and 20658, Laws of Florida
0113	8-95	Surface Water Management Permit No.
0115	8-95	Surface Water Management Permit Modification No.
0119	8-95	Wetland Resource Permit No.
0122	4-93	Application to the South Florida Water Management District for Authority to Utilize Works or Land of the District
0123	12-01	Well Construction Permit Application
0124	11-90	Well Completion Report
0145	8-95	Environmental Resource Permit No.
0157	8-95	Environmental Resource Permit Modification No.
0188	12-01	Pumpage Report
0195	6-91	Public Water Supply Well Information and Classification
0196	10-89	Water Well Inspection Scheduling Card
0299	1-90	Water Use Permit No.
0444	8-95	Application for a Standard General Permit for Incidental Site Activities
0445	12-01	Application for a Short-term Dewatering General Water Use Permit
0483	8-95	Request for Environmental Resource, Surface Water Management, Water Use, or Wetland Resource Permit Transfer
0645	12-01	Water Use Permit Application
0779	5-92	Guidance for Preparing an Application for a "Works of the District" Permit in the Everglades/Application for a Works of the District Permit
0830	4-94	Special Use Application and License
0881	03 8-95	Environmental Resource/Surface Water Management Permit Construction Completion/Construction Certification

0889	8-95	Certification of Waiver of Permit Application Processing Fee
0920	8-95	Request for Conversion of Environmental Resource/Surface Water Management Permit from Construction Phase to Operation Phase and Transfer of Permit to the Operating Entity
0938	8-95	Mitigation Construction Commencement Notice
0941	8-95	Environmental Resource Standards/Noticed General Permit No.
0942	8-95	Surface Water Management General Permit No.
0960	8-95	Environmental Resource/Surface Water Management Permit Construction Commencement Notice
0961	8-95	Environmental Resource/Surface Water Management Permit Annual Status Report for Surface Water Management System Construction
0970	8-95	Applicant Transmittal Form for Requested Additional Information
0971	8-95	Joint Application for Environmental Resource Permit/Authorization to Use State Owned Submerged Lands/Federal Dredge and Fill Permit
0972	8-95	Petition for a Formal Wetland and Surface Water Determination
0973	8-95	Above Ground Impoundment Inspection/Certification Report
0974	8-95	Notice of Intent to Construct a Minor Silvicultural System
0980	8-95	Notice of Intent to Use a Noticed General Environmental Resource Permit

(2) No change.

Specific Authority 120.53, 373.044, 373.113 FS. Law Implemented 120.53, 373.113 FS. History--New 9-3-81, Amended 12-1-82, 3-9-83, Formerly 16K-1.90, Amended 7-26-87, 11-21-89, 1-4-93, Formerly 40E-1.901, Amended 5-11-93, 4-20-94, 10-3-95, 8-14-02.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE TITLE: Publications, Rules and Interagency Agreements Incorporated by Reference
 RULE NO.: 40E-4.091
 PURPOSE AND EFFECT: The purpose and effect of this proposed rule amendment is to change Section 7.4 of the document entitled "Basis of Review for Environmental Resource Permit Applications Within the South Florida Water Management District – July 2002" incorporated by reference in Rule 40E-4.091, F.A.C. Specifically alternative side slope

criteria for wet retention/detention areas on construction projects permitted prior to October 3, 1995 are added to the language relating to side slope requirements for wet retention/detention area dimensional criteria in 7.4.

SUBJECT AREA TO BE ADDRESSED: The proposed rule amendment addresses alternative side slope criteria for projects permitted and constructed prior to October 3, 1995 and modifies Form Number 0881 referenced in Section 10.0 of the Basis of Review, and incorporated by reference in Rule 40E-1.659, F.A.C.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.171, 373.413 FS.

LAW IMPLEMENTED: 373.413, 373.4135, 373.414, 373.4142, 373.416, 373.418, 373.426 FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIMES, DATES AND PLACES SHOWN BELOW:

TIME AND DATE: 10:00 a.m., March 28, 2003

PLACE: South Florida Water Management District, Storch Conference Room, 3301 Gun Club Road, West Palm Beach, FL 33406

TIME AND DATE: 10:00 a.m., March 31, 2003

PLACE: Ft. Myers Service Center, 1st Floor Conference Room, 2301 McGregor Boulevard, Ft. Myers, FL 33901, (239)338-2929, 1(800)248-1201

TIME AND DATE: 10:00 a.m., April 1, 2003

PLACE: Miami Field Station, Conference Room, 9001 N. W. 58th Street, Miami, FL 33178, (305)513-3420

TIME AND DATE: 10:00 a.m., April 11, 2003

PLACE: Buenaventura Lakes Library, 405 Buena Ventura Boulevard, Kissimmee, FL 34743, (407)348-8767

Although Governing Board meetings, hearings and workshops are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which any appeal is to be based.

Persons with disabilities or handicaps who need assistance may contact Garrett Wallace, District Clerk, (561)682-6371, at least two business days in advance to make appropriate arrangements.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: For technical issues: Robert M. Brown, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, Extension 6283 or (561)682-6283, internet: rmbrown@sfwmd.gov or Maria Clemente, P.E., South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, 1(800)-432-2045, Extension 2996 or (561)682-2996, internet: mclement@sfwmd.gov; For procedural issues: Jan Sluth, Paralegal, Office of Counsel, South Florida Water

Management District, Post Office Box 24680, West Palm Beach, FL 33406-4680, 1(800)432-2045, Extension 6699 or (561)682-6699, internet: jsluth@sfwmd.gov.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40E-4.091 Publications, Rules and Interagency Agreements Incorporated by Reference.

(1) The following publications, rules and interagency agreements are incorporated by reference into this chapter, Chapters 40E-40, 40E-41 and 40E-400, F.A.C.:

(a) “Basis of Review for Environmental Resource Permit Applications Within the South Florida Water Management District – _____ July 2002”

(b) through (j) No change.

(2) No change.

Specific Authority 373.044, 373.113, 373.171, 373.413, 373.414, 373.416 FS. Law Implemented 373.413, 373.4135, 373.4137, 373.414, 373.4142, 373.416, 373.418, 373.421, 373.426, 373.441 FS. History—New 9-3-81, Amended 1-31-82, 12-1-82, Formerly 16K-4.035(1), Amended 5-1-86, 7-1-86, 3-24-87, 4-14-87, 4-21-88, 11-21-89, 11-15-92, 1-23-94, 4-20-94, 10-3-95, 1-7-97, 12-3-98, 5-28-00, 8-16-00, 1-17-01, 7-19-01, 6-26-02, 6-26-02, _____.

(The following represents proposed changes to section 7.4 of the document entitled “Basis of Review for Environmental Resource Permit Applications Within the South Florida Water Management District – July 2002” incorporated by reference in Rule 40E-4.091, F.A.C.)

7.4 Wet Retention/Detention Area Dimensional Criteria (As Measured at or from the Control Elevation)

(a) through (e) No change.

(f) Alternative Side Slope Criteria for Wet Retention/Detention Areas on Construction Projects Permitted Prior to October 3, 1995 – The District will accept a construction completion certification form for wet retention/detention areas within surface water management systems constructed prior to October 3, 1995 containing side slopes steeper than 4:1 (horizontal:vertical) provided that:

1. Existing side slopes are no steeper than 2:1 (horizontal:vertical) from top of bank out to a minimum depth of two feet below the control elevation;

2. A licensed professional engineer certifies that the surface water management system is functioning as intended by the permit; and

3. The project has a demonstrated history of routine side slope maintenance and vegetative growth survival.

This criteria shall not apply to any portions of wet retention/detention areas permitted prior to October 3, 1995 but modified after October 3, 1995.

(g)(f) Bulkheads – Bulkheads shall be allowed for no more than 40 percent of the shoreline length, but compensating littoral zone must be provided based on appropriate maximum allowable side slope including local government requirements.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE TITLE: Content of Permit Applications
 RULE NO.: 40E-4.101

PURPOSE AND EFFECT: The purpose and effect of this proposed rule amendment is to require a Notice of Environmental Resource Permit (“ERP”) be recorded for individual permits. The notice shall not operate as an encumbrance.

SUBJECT AREA TO BE ADDRESSED: The proposed rule amendment amends Rule 40E-4.101, F.A.C., to include a requirement that a Notice of ERP be recorded/filed in the county where the property is located for individual ERPs. The notice shall not operate as an encumbrance.

SPECIFIC AUTHORITY: 373.016, 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.016, 373.117, 373.413, 373.416, 373.426 FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIMES, DATES AND PLACES SHOWN BELOW:

TIME AND DATE: 10:00 a.m., March 28, 2003

PLACE: South Florida Water Management District, Storch Conference Room, 3301 Gun Club Road, West Palm Beach, FL 33406

TIME AND DATE: 10:00 a.m., March 31, 2003

PLACE: Ft. Myers Service Center, 1st Floor Conference Room, 2301 McGregor Boulevard, Ft. Myers, FL 33901, (239)338-2929, 1(800)248-1201

TIME AND DATE: 10:00 a.m., April 1, 2003

PLACE: Miami Field Station, Conference Room, 9001 N. W. 58th Street, Miami, FL 33178, (305)513-3420

TIME AND DATE: 10:00 a.m., April 11, 2003

PLACE: Buenaventura Lakes Library, 405 Buena Ventura Boulevard, Kissimmee, FL 34743, (407)348-8767

Although Governing Board meetings, hearings and workshops are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which any appeal is to be based.

Persons with disabilities or handicaps who need assistance may contact Garrett Wallace, District Clerk, (561)682-6371, at least two business days in advance to make appropriate arrangements.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Jan Sluth, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, Extension 6669 or (561)682-6669, internet: jsluth@sfwmd.gov

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40E-4.101 Content of Permit Applications.

(1) No change.

(2) The application must be signed by the owner or the owner’s authorized agent and include documentation of ownership. Applications signed by agents must contain a letter of authorization which is signed by the owner. Those having the right to exercise the power of eminent domain or having a contract to purchase real property may apply for a permit, however, the permit shall prohibit commencement of work until the permittee provides proof of ownership to the District. A permit shall only be issued to the record title holder, holder of a recorded easement conveying the right to utilize the property for a purpose consistent with the authorization requested in the permit application, those having the right to exercise the power of eminent domain or having a contract to purchase real property. Applicants for an individual permit shall agree to the filing of a Notice of Environmental Resource Permit in the county where the property is located. This notice shall not be considered an encumbrance upon the property.

Specific Authority 373.016, 373.044, 373.113, 373.171 FS. Law Implemented 373.016, 373.117, 373.413, 373.416, 373.426 FS. History—New 9-3-81, Amended 1-31-82, 12-1-82, Formerly 16K-4.03(2), 16K-4.07(2), 16K-3.09(2), Amended 7-1-86, 11-21-89, 4-20-94, 10-3-95, 5-28-00, _____.

LAND AND WATER ADJUDICATORY COMMISSION

Fiddler’s Creek Community Development District

RULE CHAPTER TITLE: Fiddler’s Creek Community
 RULE CHAPTER NO.: 42X-1

Development District
 RULE NOS.: 42X-1.001

Creation and Establishment
 Boundary 42X-1.002

PURPOSE AND EFFECT: The purpose of this proposed rule amendment is to amend the name of the Fiddler’s Creek Community Development District (“District”) and to amend the District’s boundaries. The petition submitted by the District’s governing Board of Supervisors requests that the Florida Land and Water Adjudicatory Commission (“Commission”) amend Chapter 42X-1, Florida Administrative Code, to change the District’s name to “Fiddler’s Creek Community Development District 1” in order to distinguish the District’s name from any Fiddler’s Creek Community Development District 2 which may be established. Further, the petition requests that the Commission amend the District’s boundaries to add an expansion parcel of approximately 137.78 acres and to delete a contraction parcel of approximately 137.78 acres, resulting in no net change in the amount of acreage to be served by the District. After amendment as proposed, the District will consist of and continue to serve approximately 1,389.7739 acres located wholly within the boundaries of unincorporated Collier

County. There is no real property within the proposed amended District boundaries which is to be excluded from the jurisdiction of the District.

SUBJECT AREA TO BE ADDRESSED: Amendment of the name and boundaries of the Fiddler’s Creek Community Development District.

SPECIFIC AUTHORITY: 190.005, 190.046 FS.

LAW IMPLEMENTED: 190.004, 190.005, 190.046 FS.

IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW (IF NOT REQUESTED, A HEARING WILL NOT BE HELD):

TIME AND DATE: 9:00 a.m. – 10:30 a.m., Monday, April 7, 2003

PLACE: Room 1802M, The Capitol, Tallahassee, Florida

Any person requiring a special accommodation to participate in the workshop because of a disability should contact Barbara Leighty, (850)487-1884, at least two (2) business days in advance to make appropriate arrangements.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ken van Assenderp, Young, van Assenderp, Varnadoe & Anderson, P.A., P. O. Box 1833, Tallahassee, Florida 32302-1833, (850)222-7206 or Barbara Leighty, Florida Land and Water Adjudicatory Commission, The Capitol, Room 1802, Tallahassee, Florida 32399-0001, (850)487-1884

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

LAND AND WATER ADJUDICATORY COMMISSION

Cocohatchee Community Development District

RULE CHAPTER TITLE: RULE CHAPTER NO.:

Cocohatchee Community 42KK-1
Development District

RULE TITLES: RULE NOS.:

Establishment 42KK-1.001

Boundary 42KK-1.002

Supervisors 42KK-1.003

PURPOSE AND EFFECT: The purpose of this proposed rule is to establish the Cocohatchee Community Development District (“District”), to set forth the District’s boundaries and to designate the District’s initial governing Board of Supervisors. The petition submitted by Beach Road Development Company, L.L.C., requests that the Florida Land and Water Adjudicatory Commission (“Commission”) adopt and effect Chapter 42KK-1, Florida Administrative Code, to name and establish the District, set forth its boundaries and designate its initial Board of Supervisors. The petition proposes that the District serve approximately 1,298 acres located wholly within the boundaries of unincorporated Lee County. There is no real property within the District’s

proposed boundaries which is to be excluded from the jurisdiction of the District. Finally, the District has obtained the consent of the owners of 100% of the real property to be served by the District.

SUBJECT AREA TO BE ADDRESSED: Establishment of the Cocohatchee Community Development District.

SPECIFIC AUTHORITY: 190.005 FS.

LAW IMPLEMENTED: 190.004, 190.005 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW (IF NOT REQUESTED, A HEARING WILL NOT BE HELD):

TIME AND DATE: 10:30 a.m. – 12:00 Noon, Monday, April 7, 2003

PLACE: Room 1802M, The Capitol, Tallahassee, Florida

Any person requiring a special accommodation to participate in the workshop because of a disability should contact Barbara Leighty, (850)487-1884, at least two (2) business days in advance to make appropriate arrangements.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ken van Assenderp, Young, van Assenderp, Varnadoe & Anderson, P.A., P. O. Box 1833, Tallahassee, Florida 32302-1833, (850)222-7206 or Barbara Leighty, Florida Land and Water Adjudicatory Commission, The Capitol, Room 1802, Tallahassee, Florida 32399-0001, (850)487-1884

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

RULE TITLE: RULE NO.:

Certificate of Need Application Procedures 59C-1.008

PURPOSE AND EFFECT: The agency proposes to amend paragraphs (1)(f) and (g) of Rule 59C-1.008, F.A.C., adding a new Schedule 12 required as part of the application for a certificate of need, and updating the batching cycle calendar used to establish deadlines for comparative reviews, as required by s. 408.039(1), F.S. New Schedule 12 provides information necessary to implement s. 408.831, F.S., which describes certain circumstances where the agency may deny a certificate of need to any applicant who has outstanding fines assessed by the agency or by the Centers for Medicare and Medicaid Services. The updated batching cycle calendar adds deadlines for calendar years 2004 and 2005, with no modification to the current calendar for 2003.

SUBJECT AREA TO BE ADDRESSED: Additional information required in a certificate of need application, and an updated batching cycle calendar for comparative reviews.

SPECIFIC AUTHORITY: 408.034(5), 408.15(8) FS.
 LAW IMPLEMENTED: 408.033, 408.037, 408.038, 408.039 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 2:00 p.m., April 1, 2003

PLACE: Agency for Health Care Administration, Conference Room C, Building 3, 2727 Mahan Drive, Tallahassee, Florida 32308

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: John Davis, Certificate of Need, 2727 Mahan Drive, Building 1, Mail Stop 28, Tallahassee, Florida 32308

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59C-1.008 Certificate of Need Application Procedures.

(1)(a) through (e) No change.

(f) Certificate of Need Application Submission. An application for a certificate of need shall be submitted on AHCA Form CON-1, July 2000, which includes Schedules A or A-Trn, B or B-Trn, C, D, D-1, 1 or 1-Trn, 2, 3, 4, 5, 6, 6A, 7, 7A, 7B, 8, 8A, 9, 10, and 11-Trn, and 12, which are incorporated by reference herein. A copy of Form CON-1 and the Schedules may be obtained from:

Agency for Health Care Administration
 Certificate of Need
 2727 Mahan Drive, Building 1 Mail Stop 28 Building 3
 Tallahassee, FL 32308.

An electronic version of Form CON-1 and the Schedules is also available at www.fdhc.state.fl.us.

1. The application must be actually received by the agency by 5 p.m. local time on or before the application due date. The Local Health Council must receive a copy of the application bearing a postmark or shipping date that is no later than the application due date.

2. Applications for projects which exceed the proposed number of beds contained in the letter of intent shall not be deemed complete for review by the agency.

3. Applications may propose a lesser number of beds than that contained in the letter of intent.

(g) Applications Subject to Comparative Review-Batching Cycles. In order that applications pertaining to similar types of services or facilities affecting the same service district or subdistrict may be considered in relation to each other for purposes of comparative review, letters of intent and applications shall be received by the agency no later than dates prescribed in the following schedule:

<u>Hospitals and Other Projects</u>	
<u>2nd Batching Cycle—2001</u>	
Summary Need Projections Published in F.A.W.	7-27-01
Letter of Intent Deadline	8-13-01
Application Deadline	9-12-01
Completeness Review Deadline	9-19-01
Application Omissions Deadline	10-17-01
Agency Initial Decision Deadline	12-14-01
<u>Hospital Beds and Facilities</u>	
<u>1st Batching Cycle—2002</u>	
Summary Need Projections Published in F.A.W.	1-25-02
Letter of Intent Deadline	2-11-02
Application Deadline	3-13-02
Completeness Review Deadline	3-20-02
Application Omissions Deadline	4-17-02
Agency Initial Decision Deadline	6-14-02
<u>Hospital Beds and Facilities</u>	
<u>2nd Batching Cycle—2002</u>	
Summary Need Projections Published in F.A.W.	7-26-02
Letter of Intent Deadline	8-12-02
Application Deadline	9-11-02
Completeness Review Deadline	9-18-02
Application Omissions Deadline	10-16-02
Agency Initial Decision Deadline	12-13-02
<u>Hospital Beds and Facilities</u>	
<u>1st Batching Cycle – 2003</u>	
Summary Need Projections Published in F.A.W.	1-24-03
Letter of Intent Deadline	2-10-03
Application Deadline	3-12-03
Completeness Review Deadline	3-19-03
Application Omissions Deadline	4-16-03
Agency Initial Decision Deadline	6-13-03
<u>Hospital Beds and Facilities</u>	
<u>2nd Batching Cycle – 2003</u>	
Summary Need Projections Published in F.A.W.	7-25-03
Letter of Intent Deadline	8-11-03
Application Deadline	9-10-03
Completeness Review Deadline	9-17-03
Application Omissions Deadline	10-15-03
Agency Initial Decision Deadline	12-12-03
<u>Hospital Beds and Facilities</u>	
<u>1st Batching Cycle – 2004</u>	
Summary Need Projections Published in F.A.W.	1-23-04
Letter of Intent Deadline	2-09-04
Application Deadline	3-10-04
Completeness Review Deadline	3-17-04
Application Omissions Deadline	4-14-04
Agency Initial Decision Deadline	6-11-04

<u>Hospital Beds and Facilities</u>		<u>Other Beds and Programs</u>	
<u>2nd Batching Cycle – 2004</u>		<u>1st Batching Cycle – 2003</u>	
<u>Summary Need Projections Published in F.A.W.</u>	<u>7-23-04</u>	<u>Summary Need Projections Published in F.A.W.</u>	<u>4-11-03</u>
<u>Letter of Intent Deadline</u>	<u>8-09-04</u>	<u>Letter of Intent Deadline</u>	<u>4-28-03</u>
<u>Application Deadline</u>	<u>9-08-04</u>	<u>Application Deadline</u>	<u>5-28-03</u>
<u>Completeness Review Deadline</u>	<u>9-15-04</u>	<u>Completeness Review Deadline</u>	<u>6-04-03</u>
<u>Application Omissions Deadline</u>	<u>10-13-04</u>	<u>Applicant Omissions Deadline</u>	<u>7-02-03</u>
<u>Agency Initial Decision Deadline</u>	<u>12-10-04</u>	<u>Agency Initial Decision Deadline</u>	<u>8-29-03</u>
<u>Hospital Beds and Facilities</u>		<u>Other Beds and Programs</u>	
<u>1st Batching Cycle – 2005</u>		<u>2nd Batching Cycle – 2003</u>	
<u>Summary Need Projections Published in F.A.W.</u>	<u>1-28-05</u>	<u>Summary Need Projections Published in F.A.W.</u>	<u>10-10-03</u>
<u>Letter of Intent Deadline</u>	<u>2-14-05</u>	<u>Letter of Intent Deadline</u>	<u>10-27-03</u>
<u>Application Deadline</u>	<u>3-16-05</u>	<u>Application Deadline</u>	<u>11-26-03</u>
<u>Completeness Review Deadline</u>	<u>3-23-05</u>	<u>Completeness Review Deadline</u>	<u>12-03-03</u>
<u>Application Omissions Deadline</u>	<u>4-20-05</u>	<u>Applicant Omissions Deadline</u>	<u>1-02-04</u>
<u>Agency Initial Decision Deadline</u>	<u>6-17-05</u>	<u>Agency Initial Decision Deadline</u>	<u>2-27-04</u>
<u>Hospital Beds and Facilities</u>		<u>Other Beds and Programs</u>	
<u>2nd Batching Cycle – 2005</u>		<u>1st Batching Cycle – 2004</u>	
<u>Summary Need Projections Published in F.A.W.</u>	<u>7-29-05</u>	<u>Summary Need Projections Published in F.A.W.</u>	<u>4-09-04</u>
<u>Letter of Intent Deadline</u>	<u>8-15-05</u>	<u>Letter of Intent Deadline</u>	<u>4-26-04</u>
<u>Application Deadline</u>	<u>9-14-05</u>	<u>Application Deadline</u>	<u>5-26-04</u>
<u>Completeness Review Deadline</u>	<u>9-21-05</u>	<u>Completeness Review Deadline</u>	<u>6-02-04</u>
<u>Application Omissions Deadline</u>	<u>10-19-05</u>	<u>Applicant Omissions Deadline</u>	<u>6-30-04</u>
<u>Agency Initial Decision Deadline</u>	<u>12-16-05</u>	<u>Agency Initial Decision Deadline</u>	<u>8-27-04</u>
<u>Nursing Facilities</u>		<u>Other Beds and Programs</u>	
<u>2nd Batching Cycle – 2001</u>		<u>2nd Batching Cycle – 2004</u>	
<u>Summary Need Projections Published in F.A.W.</u>	<u>10-12-01</u>	<u>Summary Need Projections Published in F.A.W.</u>	<u>10-08-04</u>
<u>Letter of Intent Deadline</u>	<u>10-29-01</u>	<u>Letter of Intent Deadline</u>	<u>10-25-04</u>
<u>Application Deadline</u>	<u>11-28-01</u>	<u>Application Deadline</u>	<u>11-24-04</u>
<u>Completeness Review Deadline</u>	<u>12-05-01</u>	<u>Completeness Review Deadline</u>	<u>12-01-04</u>
<u>Applicant Omissions Deadline</u>	<u>1-02-02</u>	<u>Applicant Omissions Deadline</u>	<u>12-29-04</u>
<u>Agency Initial Decision Deadline</u>	<u>3-01-02</u>	<u>Agency Initial Decision Deadline</u>	<u>2-25-05</u>
<u>Other Beds and Programs</u>		<u>Other Beds and Programs</u>	
<u>1st Batching Cycle – 2002</u>		<u>1st Batching Cycle – 2005</u>	
<u>Summary Need Projections Published in F.A.W.</u>	<u>4-12-02</u>	<u>Summary Need Projections Published in F.A.W.</u>	<u>4-08-05</u>
<u>Letter of Intent Deadline</u>	<u>4-29-02</u>	<u>Letter of Intent Deadline</u>	<u>4-25-05</u>
<u>Application Deadline</u>	<u>5-29-02</u>	<u>Application Deadline</u>	<u>5-25-05</u>
<u>Completeness Review Deadline</u>	<u>6-05-02</u>	<u>Completeness Review Deadline</u>	<u>6-01-05</u>
<u>Applicant Omissions Deadline</u>	<u>7-03-02</u>	<u>Applicant Omissions Deadline</u>	<u>6-29-05</u>
<u>Agency Initial Decision Deadline</u>	<u>8-30-02</u>	<u>Agency Initial Decision Deadline</u>	<u>8-26-05</u>
<u>Other Beds and Programs</u>		<u>Other Beds and Programs</u>	
<u>2nd Batching Cycle – 2002</u>		<u>2nd Batching Cycle – 2005</u>	
<u>Summary Need Projections Published in F.A.W.</u>	<u>10-11-02</u>	<u>Summary Need Projections Published in F.A.W.</u>	<u>10-07-05</u>
<u>Letter of Intent Deadline</u>	<u>10-28-02</u>	<u>Letter of Intent Deadline</u>	<u>10-24-05</u>
<u>Application Deadline</u>	<u>11-27-02</u>	<u>Application Deadline</u>	<u>11-23-05</u>
<u>Completeness Review Deadline</u>	<u>12-04-02</u>	<u>Completeness Review Deadline</u>	<u>11-30-05</u>
<u>Applicant Omissions Deadline</u>	<u>1-02-03</u>	<u>Applicant Omissions Deadline</u>	<u>12-28-05</u>
<u>Agency Initial Decision Deadline</u>	<u>2-28-03</u>	<u>Agency Initial Decision Deadline</u>	<u>2-24-06</u>

(h) through (j) No change.

(2) through (6) No change.

Specific Authority 408.034(5), 408.15(8) FS. Law Implemented: 408.033, 408.037, 408.038, 408.039 FS. History--New 1-1-77, Amended 11-1-77, 9-1-78, 6-5-79, 2-1-81, 4-1-82, 7-29-82, 9-6-84, Formerly 10-5.08, Amended 11-24-86, 3-2-87, 6-11-87, 11-17-87, 3-23-88, 5-30-90, 12-20-90, 1-31-91, 9-9-91, 5-12-92, 7-1-92, 8-10-92, Formerly 10-5.008, Amended 4-19-93, 6-23-94, 10-12-94, 10-18-95, 2-12-96, 7-18-96, 9-16-96, 11-4-97, 7-21-98, 12-12-00, 4-2-01, 1-10-02,_____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Advanced Registered Nurse Practitioner Services
 RULE NO.: 59G-4.010

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Advanced Registered Nurse Practitioner Services Coverage and Limitations Handbook, October 2003. The effect will be to incorporate by reference in the rule the current Florida Medicaid Advanced Registered Nurse Practitioner Services Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Advanced Registered Nurse Practitioner Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.905, 409.908, 409.9081 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW.

TIME AND DATE: 9:00 a.m., April 1, 2003

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Mail Stop 20, Conference Room D, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Belinda McClellan, Bureau of Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308, (850)488-4481

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.010 Advanced Registered Nurse Practitioner Services.

(1) No change.

(2) All advanced registered nurse practitioner services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Advanced Registered Nurse Practitioner Services Coverage and Limitations Handbook, October 2003 ~~January 2002 and April 2002~~, which is incorporated by reference, and the Florida Provider General Handbook and the Florida Medicaid Provider Reimbursement Handbook, CMS HCFA-1500 and Child Health Check-Up 221, which is incorporated by reference in Rule 59G-5.020, F.A.C. These Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.908, 409.9081 FS. History--New 12-21-80, Formerly 10C-7.52, Amended 8-18-92, Formerly 10C-7.052, Amended 8-22-96, 3-11-98, 10-13-98, 6-8-99, 4-23-00, 8-5-01, 2-20-03,_____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Advanced Registered Nurse Practitioner Services
 RULE NO.: 59G-4.010

PURPOSE AND EFFECT: The purpose of this rule amendment is to revise the Florida Medicaid Advanced Registered Nurse Practitioner Services Coverage and Limitations Handbook, Appendix D. The effect will be to update the fee schedule effective March 2003 in the current Florida Medicaid Advanced Registered Nurse Practitioner Services Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Advanced Registered Nurse Practitioner Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.905, 409.908, 409.9081 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW.

TIME AND DATE: 9:00 a.m., April 1, 2003

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Mail Stop 20, Conference Room D, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Lynne Metz, Bureau of Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308, (850)488-4481

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.010 Advanced Registered Nurse Practitioner Services.

(1) No change.

(2) All advanced registered nurse practitioner services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Advanced Registered Nurse Practitioner Services Coverage and Limitations Handbook, March 2003 ~~January 2002 and April 2002~~, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up 221, which is incorporated by reference in Rule 59G-5.020, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.908, 409.9081 FS. History--New 12-21-80, Formerly 10C-7.52, Amended 8-18-92, Formerly 10C-7.052, Amended 8-22-96, 3-11-98, 10-13-98, 6-8-99, 4-23-00, 8-5-01, 2-20-03,_____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Birth Center Services
 RULE NO.: 59G-4.030

PURPOSE AND EFFECT: The purpose of this rule amendment is to revise the Florida Medicaid Birth Center and Licensed Midwife Services Coverage and Limitations Handbook, Appendix A. The effect will be to update the fee schedule effective March 2003 in the current Florida Medicaid Birth Center and Licensed Midwife Services Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Birth Center Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 383.335, 409.906, 409.908, 409.9081 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW.

TIME AND DATE: 9:00 a.m., April 1, 2003

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Mail Stop 20, Conference Room D, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Lynne Metz, Bureau of Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308, (850)488-4481

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.030 Birth Center Services.

(1) No change.

(2) All birth center services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Birth Center and Licensed Midwife Services Coverage and Limitations Handbook, March 2003 ~~January 2002~~, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up 221, which is incorporated by reference in Rule 59G-5.020, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 383.335, 409.906, 409.908, 409.9081 FS. History--New 4-18-85, Formerly 10C-7.532, Amended 8-18-92, Formerly 10C-7.0532, Amended 4-22-96, 3-11-98, 10-13-98, 5-24-99, 4-23-00, 8-5-01, 2-20-03,_____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Chiropractic Services
 RULE NO.: 59G-4.040

PURPOSE AND EFFECT: The purpose of this rule amendment is to revise the Florida Medicaid Chiropractic Services Coverage and Limitations Handbook, Appendix A. The effect will be to update the fee schedule effective March 2003 in the current Florida Medicaid Chiropractic Services Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Chiropractic Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908, 409.9081 FS.

IF REQUESTED IN WRITING BY AN AFFECTED PERSON AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW.

TIME AND DATE: 9:00 a.m., April 1, 2003

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Mail Stop 20, Conference Room D, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Karen Jackson, Bureau of Medicaid Services, 2727 Mahan Drive, Building #3, Mail Stop 20, Tallahassee, Florida 32308, (850)922-7314

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.040 Chiropractic Services.

(1) No change.

(2) All chiropractic services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Chiropractic Services Coverage and Limitations Handbook, March 2003 ~~January 2002 and April 2002~~, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up 221, which is incorporated by reference in Rule 59G-5.020, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.9081 FS. History--New 6-1-89, Amended 7-1-91, 12-31-91, 3-17-92, 4-21-92, 11-9-92, 7-5-93, 1-19-94, Formerly 10C-7.066, Amended 10-10-94, 5-25-95, 1-9-96, 10-21-97, 5-24-99, 4-23-00, 7-5-01, 2-2-03,_____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Dental Services
 RULE NO.: 59G-4.060

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Dental Services Coverage and Limitations Handbook, October 2003, and the Florida Medicaid Provider Reimbursement Handbook, Dental 111, October 2003. The effect will be to incorporate by reference in the rule the current Florida

Medicaid Dental Services Coverage and Limitations Handbook, and the current Florida Medicaid Provider Reimbursement Handbook, Dental 111.

SUBJECT AREA TO BE ADDRESSED: Dental Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908, 409.912 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW.

TIME AND DATE: 9:00 a.m., April 1, 2003

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Mail Stop 20, Conference Room D, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Millard Howard, Bureau of Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308, (850)488-4481

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.060 Dental Services.

(1) No change.

(2) All dental services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Dental Services Coverage and Limitations Handbook, October 2003 ~~January 2002 and April 2002~~ and Florida Medicaid Provider Reimbursement Handbook, Dental 111, October 2003 ~~February 2001~~, which are incorporated by reference, and the Florida Medicaid Provider General Handbook, October 2003, and the Florida Medicaid Provider Reimbursement Handbook, CMS HCFA-1500 and Child Health Check-Up 221, which is incorporated by reference in Rule 59G-5.020, F.A.C. All ~~three~~ handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.912 FS. History—New 7-10-80, Amended 2-19-81, 10-27-81, 7-21-83, Formerly 10C-7.523, Amended 9-11-90, 11-3-92, Formerly 10C-7.0523, Amended 6-29-93, Formerly 10P-4.060, Amended 7-19-94, 7-16-96, 3-11-98, 10-13-98, 12-28-98, 6-10-99, 4-23-00, 4-24-01, 7-5-01, 2-20-03,_____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Dental Services
RULE NO.: 59G-4.060

PURPOSE AND EFFECT: The purpose of this rule amendment is to revise the Florida Medicaid Dental Services Coverage and Limitations Handbook, Appendixes B and C. The effect will be to update the fee schedules, effective March 2003, in the current Florida Medicaid Dental Services Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Dental Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908, 409.912 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW.

TIME AND DATE: 9:00 a.m., April 1, 2003

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Mail Stop 20, Conference Room D, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Millard Howard, Bureau of Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308, (850)488-4481

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.060 Dental Services.

(1) No change.

(2) All dental services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Dental Services Coverage and Limitations Handbook, March 2003 ~~January 2002 and April 2002~~, and Florida Medicaid Provider Reimbursement Handbook, Dental 111, February 2001, which are incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up 221, which is incorporated by reference in Rule 59G-5.020, F.A.C. All three handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.912 FS. History—New 7-10-80, Amended 2-19-81, 10-27-81, 7-21-83, Formerly 10C-7.523, Amended 9-11-90, 11-3-92, Formerly 10C-7.0523, Amended 6-29-93, Formerly 10P-4.060, Amended 7-19-94, 7-16-96, 3-11-98, 10-13-98, 12-28-98, 6-10-99, 4-23-00, 4-24-01, 7-5-01, 2-20-03,_____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Durable Medical Equipment and Supplies
RULE NO.: 59G-4.070

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Durable Medical Equipment and Supply Services Coverage and Limitations Handbook, October 2003. The effect will be to incorporate by reference in the rule the current Florida Medicaid Durable Medical Equipment and Supply Services Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Durable Medical Equipment and Supply Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.907(7), 409.908 FS.

IF REQUESTED IN WRITING WITHIN 14 DAYS BY AN AFFECTED PERSON AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW.

TIME AND DATE: 9:00 a.m., March 31, 2003

PLACE: Agency for Health Care Administration, 2728 Ft. Knox Boulevard, Building 3, Conference Room E, Tallahassee, Florida 32308

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Alanna J. Steaple, Medicaid Services, 2727 Mahan Drive, Building 3, Mail Stop 20, Tallahassee, Florida 32308-5407, (850)922-7306

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.070 Durable Medical Equipment and Supplies.

(1) No change.

(2) All durable medical equipment and supply providers enrolled in the Medicaid program must comply with the Florida Medicaid Durable Medical Equipment and Supply Services Coverage and Limitations Handbook, October 2003 ~~April 1998~~, incorporated by reference, and the Florida Medicaid Provider General Handbook, and the Florida Medicaid Provider Reimbursement Handbook, CMS HCFA-1500 and Child Health Check-Up 221, incorporated by reference in Rule 59G-5.020, F.A.C. These Both handbooks are available from the Medicaid fiscal agent.

(3) All DME providers and their billing agents must comply with the provisions of the Florida Medicaid Provider Reimbursement Handbook, Non-Institutional 081, November 1996, which is incorporated by reference and available from the Medicaid fiscal agent.

(4) Durable Medical Equipment and Supplies. All DME/Medical Supply providers must comply with the provisions of the Florida Medicaid DME/Medical Supply Services Coverage and Limitations Handbook October 2003 ~~January 2000~~, which is incorporated by reference and available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.907(7), 409.908 FS. History—New 8-26-92, Formerly 10C-7.070, Amended 5-23-94, 1-7-96, 3-4-99, 10-18-00, 4-30-01.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: CHILD HEALTH CHECK-UP

RULE NO.: 59G-4.080

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Child Health Check-Up Coverage and Limitations Handbook, October 2003. The effect will be to incorporate by reference in the rule the current Florida Medicaid Child Health Check-Up Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Child Health Check-Up.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.905, 409.908 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW.

TIME AND DATE: 8:30 a.m. (EST), April 2, 2003

PLACE: 2727 Mahan Dr., Building 3, Conference Room D, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Anne Boone, Bureau of Medicaid Services, 2727 Mahan Drive, Building 3, Mail Stop 20, Tallahassee, Florida 32308-5407, (850)922-7321

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.080 Child Health Check-Up.

(1) This rule applies to all Child Health Check-Up service providers, with a Category of Service Code 55 listed on their provider file, enrolled in the Medicaid program.

(2) All Child Health Check-Up service providers enrolled in the Medicaid program must comply with the provisions of the Florida Medicaid Child Health Check-Up Coverage and Limitations Handbook, October 2003 ~~May 2000~~, incorporated by reference, and the Florida Medicaid Provider General Handbook and the Florida Medicaid Provider Reimbursement Handbook, CMS HCFA-1500 and Child Health Check-Up 221, which is incorporated by reference in Rule 59G-5.020, F.A.C. These Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS., Chapter 92-129, Sec. 58, Laws of Florida. Law Implemented 409.905, 409.908 FS. History—New 1-1-77, Amended 2-6-78, 1-4-79, 2-18-80, 9-15-80, 9-30-81, Formerly 10C-7.47, Amended 7-17-91, 5-11-92, 5-27-93, Formerly 10C-7.047, Amended 12-26-95, 4-22-98, 9-26-00.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: HEARING SERVICES

RULE NO.: 59G-4.110

PURPOSE AND EFFECT: The purpose of this rule amendment is to revise the Florida Medicaid Hearing Services Coverage and Limitations Handbook, Appendix A. The effect will be to update the fee schedule effective March 2003 in the current Florida Medicaid Hearing Services Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Hearing Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908 FS.

IF REQUESTED IN WRITING BY AN AFFECTED PERSON AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW.

TIME AND DATE: 9:00 a.m., April 1, 2003

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Mail Stop 20, Conference Room D, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Karen Jackson, Bureau of Medicaid Services, 2727 Mahan Drive, Building #3, Mail Stop 20, Tallahassee, Florida 32308, (850)922-7314

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.110 Hearing Services.

(1) No changes.

(2) All hearing services providers enrolled in the Medicaid program must be in compliance ~~comply~~ with ~~the provisions of~~ the Florida Medicaid Hearing Services Coverage and Limitations Handbook, March 2003 ~~January 2002~~, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up 221, which is incorporated by reference in Rule 59G-5.020, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908 FS. History—New 8-3-80, Amended 7-21-83, Formerly 10C-7.522, Amended 4-13-93, Formerly 10C-7.0522, Amended 12-21-97, 10-13-98, 5-7-00, 7-5-01, 2-20-03, _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Home Health Services
 RULE NO.: 59G-4.130

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Home Health Services Coverage and Limitations Handbook, July 2003. The handbook contains changes required by the Health Insurance Portability and Accountability Act (HIPAA). The effect will be to incorporate by reference in the rule the current Florida Medicaid Home Health Services Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Home Health Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.905, 409.908, 409.9081 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW.

TIME AND DATE: 9:00 a.m., Thursday, April 3, 2003

PLACE: 2728 Ft. Knox Boulevard, Building 3, Conference Room D, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Peggy Stafford, Medicaid Services, 2727 Mahan Drive, Building 3, Mail Stop 20, Tallahassee, Florida 32308-5407, (850)487-2618

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.130 Home Health Services.

(1) No change.

(2) All home health agency providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Home Health Services Coverage and Limitations Handbook, July 2003 ~~March 2000~~, incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up 221, which is incorporated in Rule 59G-5.020, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

(3) A recipient, or a recipient's legal guardian, will receive written notification if home health visit services, private duty nursing or personal care services are terminated, reduced or denied. The notice will provide information and instructions regarding the right to request a hearing.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.908, 409.9081 FS. History—New 1-1-77, Amended 4-1-78, 9-28-78, 1-24-79, 7-17-83, Formerly 10C-7.44, Amended 6-1-88, 4-9-89, 1-1-90, 5-26-93, Formerly 10C-7.044, Amended 3-14-95, 12-27-95, 5-7-96, 2-9-98, 5-30-00, _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Optometric Services
 RULE NO.: 59G-4.210

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Optometric Services Coverage and Limitations Handbook, October 2003. The effect will be to incorporate by reference in the rule the current Florida Medicaid Optometric Services Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Optometric Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908, 409.9081 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW.

TIME AND DATE: 9:00 a.m., April 1, 2003

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Mail Stop 20, Conference Room D, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Karen Jackson, Bureau of Medicaid Services, 2727 Mahan Drive, Building #3, Mail Stop 20, Tallahassee, Florida 32308, (850)488-4481

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.210 Optometric Services.

(1) No change.

(2) All optometric practitioners enrolled in the Medicaid program must be in compliance with the provisions of the Florida Medicaid Optometric Services Coverage and Limitations Handbook, October 2003 ~~January 2002 and April 2002~~, which is incorporated by reference, and the Florida Medicaid Provider General Handbook, October 2003, and the Florida Medicaid Provider Reimbursement Handbook, CMS HCFA-1500 and Child Health Check-Up 221, which is incorporated by reference in Rule 59G-5.020, F.A.C. These ~~Both~~ handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.9081 FS. History—New 4-13-93, Amended 7-1-93, Formerly 10C-7.069, Amended 12-21-97, 10-13-98, 5-24-99, 4-23-00, 7-5-01, 2-20-03,_____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Optometric Services

RULE NO.: 59G-4.210

PURPOSE AND EFFECT: The purpose of this rule amendment is to revise the Florida Medicaid Optometric Services Coverage and Limitations Handbook, Appendixes A and B. The effect will be to update the fee schedules effective March 2003 in the current Florida Medicaid Optometric Services Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Optometric Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908, 409.9081 FS.

IF REQUESTED IN WRITING BY AN AFFECTED PERSON AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW.

TIME AND DATE: 9:00 a.m., April 1, 2003

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Mail Stop 20, Conference Room D, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Karen Jackson, Bureau of Medicaid Services, 2727 Mahan Drive, Building #3, Mail Stop 20, Tallahassee, Florida 32308, (850)922-7314

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.210 Optometric Services.

(1) No change.

(2) All optometric services providers ~~practitioners~~ enrolled in the Medicaid program must be in compliance with ~~the provisions~~ of the Florida Medicaid Optometric Services Coverage and Limitations Handbook, March 2003 ~~January 2002 and April 2002~~, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up 221, which is incorporated by reference in Rule 59G-5.020, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.9081 FS. History—New 4-13-93, Amended 7-1-93, Formerly 10C-7.069, Amended 12-21-97, 10-13-98, 5-24-99, 4-23-00, 7-5-01, 2-20-03,_____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Podiatry Services

RULE NO.:

59G-4.220

PURPOSE AND EFFECT: The purpose of this rule amendment is to revise the Florida Medicaid Podiatry Services Coverage and Limitations Handbook, Appendix A. The effect will be to update the fee schedule effective March 2003 in the current Florida Medicaid Podiatry Services Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Podiatry Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908, 409.9081 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW.

TIME AND DATE: 9:00 a.m., April 1, 2003

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Mail Stop 20, Conference Room D, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Karen Jackson, Bureau of Medicaid Services, 2727 Mahan Drive, Building #3, Mail Stop 20, Tallahassee, Florida 32308, (850)922-7314

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.220 Podiatry Services.

(1) No change.

(2) All podiatry services providers enrolled in the Medicaid program must be in compliance with ~~the provisions~~ of the Florida Medicaid Podiatry Services Coverage and Limitations Handbook, March 2003 ~~January 2002 and April 2002~~, which is incorporated by reference, and the Florida

Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up 221, which is incorporated by reference in Rule 59G-5.020, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.9081 FS. History—New 1-23-84, Amended 10-25-84, Formerly 10C-7.529, Amended 4-21-92, 11-9-92, 7-1-93, Formerly 10C-7.0529, 10P-4.220, Amended 1-7-96, 3-11-98, 10-13-98, 5-24-99, 4-23-00, 7-5-01, 2-20-03, _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Physician Services RULE NO.: 59G-4.230

PURPOSE AND EFFECT: The purpose of this rule amendment is to revise the Florida Medicaid Physician Services Coverage and Limitations Handbook, Appendixes J and I. The effect will be to update the fee schedules effective March 2003 in the current Florida Medicaid Physician Services Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Physician Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.905, 409.908, 409.9081 FS.

IF REQUESTED IN WRITING BY AN AFFECTED PERSON AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW.

TIME AND DATE: 9:00 a.m., April 1, 2003

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Mail Stop 20, Conference Room D, Tallahassee, Florida.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Lynne Metz, Bureau of Medicaid Services, 2727 Mahan Drive, Building #3, MS 20, Tallahassee, Florida 32308, (850)488-4481

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.230 Physician Services.

(1) No change.

(2) All physician services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Physician Coverage Services and Limitations Handbook, March 2003 ~~January 2002 and April 2002~~, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up 221, which is incorporated by reference in Rule 59G-5.020, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.908, 409.9081 FS. History—New 1-1-77, Revised 2-1-78, 4-1-78, 1-2-79, 1-1-80, Amended 2-8-82, 3-11-84, Formerly 10C-7.38, Amended 1-10-91, 11-5-92, 1-7-93, Formerly 10C-7.038, Amended 6-29-93, 9-6-93, Formerly 10P-4.230, Amended 6-13-94, 2-9-95, 3-10-96, 5-28-96, 3-18-98, 9-22-98, 8-25-99, 4-23-00, 8-5-01, 2-20-03, _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Physician Assistant Services RULE NO.: 59G-4.231

PURPOSE AND EFFECT: The purpose of this rule amendment is to revise the Florida Medicaid Physician Assistant Services Coverage and Limitations Handbook, Appendix D. The effect will be to update the fee schedule effective March 2003 in the current Florida Medicaid Physician Assistant Services Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Physician Assistant Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908, 409.9081 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW.

TIME AND DATE: 9:00 a.m., April 1, 2003

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Mail Stop 20, Conference Room D, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Lynne Metz, Bureau of Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308, (850)488-4481

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.231 Physician Assistant Services.

(1) No change.

(2) All physician assistant providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Physician Assistant Services Coverage and Limitations Handbook, March 2003 ~~January 2002 and April 2002~~, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up 221, which is incorporated by reference in Rule 59G-5.020, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.9081 FS. History—New 8-21-95, Amended 5-28-96, 3-11-98, 10-13-98, 8-9-99, 4-23-00, 8-5-01, 2-20-03, _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Portable X-ray Services
 RULE NO.: 59G-4.240

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Portable X-ray Services Coverage and Limitations Handbook, October 2003. The effect will be to incorporate by reference in the rule the current Florida Medicaid Provider General Handbook.

SUBJECT AREA TO BE ADDRESSED: Portable X-ray Services Coverage and Limitations Handbook.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.905, 409.908, 409.9081 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW.

TIME AND DATE: 9:00 a.m., March 31, 2003

PLACE: 2727 Ft. Knox Blvd., Bldg. 3, Conference Room C, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Susan Rinaldi, Bureau of Medicaid Services, 2727 Ft. Knox Blvd., Bldg. 3, MS #20, Tallahassee, Florida 32308-5403, (850)922-7308

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.240 Portable X-Ray Services.

(1) This rule applies to all suppliers of portable x-ray services enrolled in the Medicaid program.

(2) All portable x-ray providers enrolled in the Medicaid program must comply with the provisions of the Florida Medicaid Services Portable X-ray Coverage and Limitations Handbook, October 2003 ~~April 2004~~, incorporated by reference, and the Medicaid Provider General Handbook and the Florida Medicaid Provider Reimbursement Handbook, CMS HCFA-1500 and Child Health Check-Up 221, which is incorporated by reference in Rule 59G-5.020, F.A.C. These ~~Both~~ handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.908, 409.9081 FS. History—New 10-11-81, Formerly 10C-7.411, Amended 7-1-92, Formerly 10C-7.0411, Amended 5-16-94, 1-9-96, 10-20-96, 8-27-97, 3-22-00, 2-14-02, _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Registered Nurse First Assistant Services
 RULE NO.: 59G-4.270

PURPOSE AND EFFECT: The purpose of this rule amendment is to revise the Florida Medicaid Registered Nurse First Assistant Services Coverage and Limitations Handbook, Appendix B. The effect will be to update the fee schedule

effective March 2003 in the current Florida Medicaid Registered Nurse First Assistant Services Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Registered Nurse First Assistant Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908, 409.9081 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW.

TIME AND DATE: 9:00 a.m., April 1, 2003

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Mail Stop 20, Conference Room D, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Madeleine Nobles, Bureau of Medicaid Services, 2727 Mahan Drive, Tallahassee, Florida 32308, (850)488-4481

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.270 Registered Nurse First Assistant Services.

(1) No change.

(2) All registered nurse first assistant services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Registered Nurse First Assistant Services Coverage and Limitations Handbook, March 2003 ~~January 2002 and April 2002~~, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up 221, which is incorporated by reference in Rule 59G-5.020, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.9081 FS. History—New 3-11-98, Amended 10-13-98, 5-24-99, 4-23-00, 7-5-01, 2-20-03, _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Therapy Services
 RULE NO.: 59G-4.320

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Therapy Services Coverage and Limitations Handbook, October 2003. The effect will be to incorporate by reference in the rule the current Florida Medicaid Therapy Services Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Therapy Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.905, 409.908 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW.

TIME AND DATE: 10:00 a.m., EST, April 2, 2003

PLACE: 2727 Mahan Dr., Building 3, Conference Room D, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Arlene Cotton, Bureau of Medicaid Services, 2727 Mahan Drive, Building 3, Mail Stop 20, Tallahassee, Florida 32308-5407, (850)922-7310

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.320 Therapy Services.

(1) This rule applies to all therapy services providers enrolled in the Medicaid program.

(2) All therapy providers enrolled in the Medicaid program must comply with the Florida Medicaid Therapy Services Coverage and Limitations Handbook, October 2003 ~~July 1998~~, incorporated by reference, ~~and the Florida Medicaid Provider General Handbook and the Florida Medicaid Provider Reimbursement Handbook, CMS HCFA-1500 and EPSDT 221~~, which is incorporated in Rule 59G-5.020, F.A.C. These ~~Both~~ handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.908 FS. History—New 5-24-92, Amended 4-12-93, Formerly 10C-7.068, Amended 5-4-94, 12-26-95, 3-9-99, _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Visual Services

RULE NO.: 59G-4.340

PURPOSE AND EFFECT: The purpose of this rule amendment is to revise the Florida Medicaid Visual Services Coverage and Limitations Handbook, Appendix A. The effect will be to update the fee schedule effective March 2003 in the current Florida Medicaid Visual Services Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Visual Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW.

TIME AND DATE: 9:00 a.m., April 1, 2003

PLACE: Agency for Health Care Administration, 2728 Mahan Drive, Building 3, MS #20, Conference Room D, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Karen Jackson, Bureau of Medicaid Services, 2727 Mahan Drive, Building #3, Mail Stop 20, Tallahassee, Florida 32308, (850)922-7314

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.340 Visual Services.

(1) No change.

(2) All visual services providers ~~practitioners~~ enrolled in the Medicaid program must be in compliance with ~~the provisions of~~ the Florida Medicaid Visual Services Coverage and Limitations Handbook, March 2003 ~~January 2002~~, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, HCFA-1500 and Child Health Check-Up 221, which is incorporated by reference in Rule 59G-5.020, F.A.C. Both handbooks are available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908 FS. History—New 7-30-80, Formerly 10C-7.521, Amended 4-20-93, 8-25-93, Formerly 10C-7.0521, Amended 12-21-97, 10-13-98, 6-10-99, 4-23-00, 1-23-02, 2-20-03, _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE TITLE: Home and Community-Based Services Waiver

RULE NO.:

59G-8.200

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference the Florida Medicaid Assistive Care Services and Assisted Living for the Elderly Waiver Coverage and Limitations Handbook, October 2003. The effect will be to incorporate by reference in the rule the current Florida Medicaid Assistive Care Services and Assisted Living For the Elderly Waiver Coverage and Limitations Handbook.

SUBJECT AREA TO BE ADDRESSED: Home and Community-Based Services Waiver.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.905, 409.906, 409.908 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW.

TIME AND DATE: 9:00 a.m. – 10.00 a.m., Friday, April 4, 2003

PLACE: 2727 Mahan Drive, Building 3, Conference Room D, Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Keith Young, Medicaid Services, 2727 Mahan Drive, Building 3, Mail Stop 20, Tallahassee, Florida 32308-5407, (850)487-2617

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-8.200 Home and Community-Based Services Waiver.

(1) through (14) No change.

(15) Assisted Living for the Elderly Waiver. All Assisted Living for the Elderly Waiver providers must comply with provisions of the Florida Medicaid Assistive Community Care Service and Assisted Living for the Elderly Waiver Coverage and Limitations Handbook, October 2003 ~~July 2004~~ which is incorporated by reference and available from the Medicaid fiscal agent.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.912 FS. History—New 4-20-82, Formerly 10C-7.527, Amended 3-22-87, Formerly 10C-7.0527, Amended 1-16-96, 7-23-97, 1-6-02, 10-27-02, _____.

DEPARTMENT OF MANAGEMENT SERVICES

Division of Purchasing

RULE TITLES:	RULE NOS.:
MyFloridaMarketPlace Vendor Registration	60A-1.030
MyFloridaMarketPlace Transaction Fee	60A-1.031
MyFloridaMarketPlace Participation Exceptions	60A-1.032

PURPOSE AND EFFECT: To adopt the new rules identified above, including related forms, to begin implementation of MyFloridaMarketPlace, the state-wide program for on-line procurement of commodities and contractual services.

SUBJECT AREA TO BE ADDRESSED: Administration of the MyFloridaMarketPlace program.

SPECIFIC AUTHORITY: 287.042(12), 287.057(23) FS.

LAW IMPLEMENTED: 287.032, 287.042, 287.057 FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 9:30 a.m., April 2, 2003

PLACE: Department of Management Services, 4050 Esplanade Way, Suite 301, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Frederick J. Springer, Department of Management Services, Office of General Counsel, 4050 Esplanade Way, Suite 260, Tallahassee, FL 32399-0950, (850)487-1898, springf@dms.state.fl.us (when available, the preliminary text of the proposed rule development will be accessible at www.myflorida.com; under “Hot Topics” in the bottom center of your screen, click on “MyFloridaMarketPlace/e-Pro” and then click on “Proposed Rules”)

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF HEALTH

Board of Dentistry

RULE TITLES:	RULE NOS.:
Definitions	64B5-14.001
Prohibitions	64B5-14.002

Training, Education, Certification, and Requirements for Issuance of Permits	64B5-14.003
Additional Requirements	64B5-14.004
Application for Permit	64B5-14.005
Reporting Adverse Occurrences	64B5-14.006
Inspection of Facilities	64B5-14.007
Conscious Sedation	64B5-14.009

PURPOSE AND EFFECT: The Board proposes the rule amendments to delete the word “parenteral” throughout this rule chapter to conform with recent amendments to Rules 64B5-14.001 and 64B5-14.002, F.A.C.

SUBJECT AREA TO BE ADDRESSED: The proposed rules address the forms of conscious sedation used by dentists during dental procedures by deleting the term “parenteral” which makes it inclusive along with “enteral” conscious sedation.

SPECIFIC AUTHORITY: 466.004, 466.017 FS.

LAW IMPLEMENTED: 120.60(8), 466.017 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AT THE BOARD’S NEXT MEETING TO BE HELD ON MARCH 29, 2003, IN JACKSONVILLE, FLORIDA.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Sue Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B5-14.001 Definitions.

(1) through (3) No change.

(4) Conscious ~~Parenteral~~ ~~conscious~~ sedation – A depressed level of consciousness produced by the ~~parenteral~~ administration of pharmacologic substances, that retains the patient’s ability to independently and continuously maintain an airway and respond appropriately to physical stimulation and verbal command. This modality includes administration of medications via all parenteral routes: that is, intravenous, intramuscular, subcutaneous, submucosal, or inhalation, as well as enteral routes; that is oral, rectal, or transmucosal. The drugs, and techniques used should carry a margin of safety wide enough to render unintended loss of consciousness unlikely.

(5) through (8) No change.

(9) Office team approach – A methodology employed by a dentist in the administration of general anesthesia, deep sedation, ~~parenteral~~ conscious sedation, and pediatric sedation whereby the dentist uses one or more qualified assistants/dental hygienists who, working under the direct supervision of the dentist, assist the dentist, and assist in emergency care of the patient.

(10) through (11) No change.

Specific Authority 466.004(4), 466.017(3) FS. Law Implemented 466.017(3) FS. History–New 1-31-80, Amended 4-7-86, Formerly 21G-14.01, Amended 12-31-86, 6-1-87, 9-1-87, 2-1-93, Formerly 21G-14.001, Amended 12-20-93, Formerly 61F5-14.001, Amended 8-8-96, Formerly 59Q-14.001, Amended 3-9-03, _____.

64B5-14.002 Prohibitions.

(1) No change.

(2) ~~Conscious Parenteral~~ conscious sedation. Beginning November 1, 1986, no dentists licensed in this State, including those authorized to administer ~~parenteral~~ conscious sedation subsequent to January 31, 1982, shall administer ~~parenteral~~ conscious sedation in the practice of dentistry until they have obtained a permit as required by the provisions of this rule chapter.

(3) through (6) No change.

(7) No change.

Specific Authority 466.004(4), 466.017(3) FS. Law Implemented 466.017(3) FS. History–New 1-31-80, Amended 4-20-81, 2-13-86, Formerly 21G-14.02, 21G-14.002, Amended 12-20-93, Formerly 61F5-14.002, Amended 8-8-96, Formerly 59Q-14.002, Amended 3-9-03, _____.

64B5-14.003 Training, Education, Certification, and Requirements for Issuance of Permits.

(1) General Anesthesia Permit.

(a) A permit shall be issued to an actively licensed dentist authorizing the use of general anesthesia or deep sedation at a specified practice location or locations on an outpatient basis for dental patients provided the dentist:

1. through 5. No change.

(b) through (c) No change.

(d) A dentist permitted to administer general anesthesia or deep sedation under this rule may administer ~~parenteral~~ conscious sedation and nitrous-oxide inhalation conscious sedation.

(e) No change.

(2) ~~Parenteral~~ Conscious Sedation Permit.

(a) A permit shall be issued to a dentist authorizing the use of ~~parenteral~~ conscious sedation at a specified practice location or locations on an outpatient basis for dental patients provided such dentist:

1. Has received formal training in the use of ~~parenteral~~ conscious sedation; and

2. Is certified by the institution where the training was received to be competent in the administration of ~~parenteral~~ conscious sedation; and

3. Is competent to handle all emergencies relating to ~~parenteral~~ conscious sedation.

(b) through (c) No change.

(d) A dentist utilizing ~~parenteral~~ conscious sedation shall maintain a properly equipped facility for the administration of ~~parenteral~~ conscious sedation, staffed with supervised assistant/dental hygienist personnel, capable of reasonably handling procedures, problems, and emergencies incident thereto. The facility must have the equipment capability of delivering positive pressure oxygen ventilation. Administration of ~~parenteral~~ conscious sedation requires at least two individuals: a dentist, and an auxiliary trained in basic cardiac life support. It shall be incumbent upon the operating dentist to insure that the patient is appropriately monitored.

(e) A dentist utilizing ~~parenteral~~ conscious sedation and his assistant/dental hygienist personnel shall be certified in an American Heart Association or American Red Cross or equivalent agency sponsored cardiopulmonary resuscitation course at the basic life support level to include one man CPR, two man CPR, infant resuscitation, and obstructed airway with a periodic update not to exceed two years. Starting with the licensure biennium commencing on March of 2000, a dentist and all assistant/dental hygienist personnel shall also be trained in the use of either an Automated External Defibrillator or a defibrillator and electrocardiograph as part of their cardiopulmonary resuscitation course at the basic life support level. In addition to CPR certification, a dentist utilizing ~~parenteral~~ conscious sedation must be currently trained in ACLS (Advanced Cardiac Life Support) or ATLS (Advanced Trauma Life Support).

(f) Dentists permitted to administer ~~parenteral~~ conscious sedation may administer nitrous-oxide inhalation conscious sedation.

(g) Dentists permitted to administer ~~parenteral~~ conscious sedation may administer pediatric conscious sedation in compliance with Rule 64B5-14.010, F.A.C.

(3) Pediatric Conscious Sedation Permit.

(a) A permit shall be issued to a dentist authorizing the use of pediatric conscious sedation at a specified practice location or locations on an outpatient basis for dental patients provided such dentist:

1. through 3. No change.

(b) through (c) No change.

(d) Dentists permitted to administer ~~parenteral~~ conscious sedation may administer pediatric conscious sedation.

(4) Nitrous-Oxide Inhalation Analgesia.

(a) A dentist may employ or use nitrous-oxide inhalation analgesia on an outpatient basis for dental patients provided such dentist:

1. through 3. No change.

(b) through (c) No change.

(d) Nitrous oxide may not be used in combination with oral sedative drugs to achieve a depressed level of consciousness unless the administering dentist holds a ~~parenteral~~ conscious sedation permit issued in accordance with subsection 64B5-14.003(2), F.A.C., or a pediatric conscious sedation permit issued in accordance with Rule 64B5-14.010, F.A.C.

Specific Authority 466.004(4), 466.017(3) FS. Law Implemented 466.017(3) FS. History—New 1-31-80, Amended 4-20-81, 2-13-86, Formerly 21G-14.03, Amended 12-31-86, 11-8-90, 2-1-93, Formerly 21G-14.003, Amended 12-20-93, Formerly 61F5-14.003, Amended 8-8-96, 10-1-96, Formerly 59Q-14.003, Amended 2-17-98, 12-20-98, 5-31-00, 6-7-01, _____.

64B5-14.004 Additional Requirements.

(1) Office Team – A dentist licensed by the Board and practicing dentistry in Florida and who is permitted by these rules to induce and administer general anesthesia, deep sedation, ~~parenteral~~ conscious sedation, pediatric conscious sedation or nitrous-oxide inhalation analgesia may employ the office team approach.

(2) Dental Assistants, Dental Hygienists – Dental assistants and dental hygienists may monitor nitrous-oxide inhalation analgesia under the direct supervision of a dentist who is permitted by rule to use general anesthesia, ~~parenteral~~ conscious sedation, pediatric conscious sedation, or nitrous-oxide inhalation analgesia, while rendering dental services allowed by Chapter 466, Florida Statutes, and under the following conditions:

(a) through (b) No change.

(3) through (4) No change.

(5) A dentist utilizing ~~parenteral~~ conscious sedation in the dental office may induce only one patient at a time. A second patient shall not be induced until the first patient is awake, alert, conscious, spontaneously breathing, has stable vital signs, is ambulatory with assistance, is under the care of a responsible adult, and that portion of the procedure requiring the participation of the dentist is complete. In an office setting where two or more permit holders are present simultaneously, each may sedate one patient provided that the office has the necessary staff and equipment, as set forth in paragraph 64B5-14.003(2)(d), F.A.C., for each sedated patient.

Specific Authority 466.004(4), 466.017(3) FS. Law Implemented 466.017(3) FS. History—New 1-31-80, Amended 2-13-86, Formerly 21G-14.04, Amended 12-31-86, 12-28-92, Formerly 21G-14.004, Amended 12-20-93, Formerly 61F5-14.004, Amended 8-8-96, Formerly 59Q-14.004, Amended _____.

64B5-14.005 Application for Permit.

(1) No dentist shall administer, supervise or permit another health care practitioner, as defined in subsection 456.001, F.S., to perform the administration of general anesthesia, deep sedation, ~~parenteral~~ conscious sedation or pediatric conscious sedation in a dental office for dental patients, unless such dentist possesses a permit issued by the Board. A permit is required even when another health care practitioner, as defined in subsection 456.001, F.S., administers general anesthesia, deep sedation, ~~parenteral~~

conscious sedation, or pediatric conscious sedation in a dental office for a dental patient. The dentist holding such a permit shall be subject to review and such permit must be renewed biennially. Nothing herein shall be read to authorize the administration of any anesthesia by a health care practitioner who is permitted to administer anesthesia pursuant to their own professional license. All dentists in a practice who perform the administration of general anesthesia, deep sedation, ~~parenteral~~ conscious sedation or pediatric conscious sedation shall each possess an individual permit.

(2) through (3) No change.

(4) An application for a ~~parenteral~~ conscious sedation permit must include the application fee specified in Rule 64B5-15.017, F.A.C., which is non-refundable; the permit fee specified in Rule 64B5-15.018, F.A.C., which may be refunded if the application is denied without inspection of the applicant's facilities; evidence indicating compliance with all the provisions of this chapter; and identification of the location or locations at which the licensee desires to be authorized to use or employ ~~parenteral~~ conscious sedation.

(5) through (6) No change.

(7) The holder of any general anesthesia, ~~parenteral~~ conscious sedation, or pediatric conscious sedation permit is authorized to practice pursuant to such permit only at the location or locations previously reported to the Board office.

Specific Authority 466.004, 466.017 FS. Law Implemented 466.017 FS. History—New 4-7-86, Amended 1-29-89, 11-16-89, 11-8-90, 4-24-91, Formerly 21G-14.005, Amended 12-20-93, Formerly 61F5-14.005, Amended 8-8-96, Formerly 59Q-14.005, Amended 12-12-00, _____.

64B5-14.006 Reporting Adverse Occurrences.

(1) Any dentist practicing in the State of Florida must notify the Board in writing by registered mail, postmarked within 48 hours of any mortality or other incident occurring in the dentist's outpatient facilities. A complete written report shall be filed with the Board within 30 days of the mortality or other incident. Incidents which shall be reported are those which result in temporary or permanent physical or mental injury requiring hospital emergency room treatment and/or hospitalization of a patient during, or as a direct result of the use of general anesthesia, deep sedation, ~~parenteral~~ conscious sedation, pediatric conscious sedation, oral sedation, nitrous oxide, or local anesthesia during or related to a dental procedure. The report shall include at minimum, responses to the following:

(a) through (e) No change.

1. through 3. No change.

(f) No change.

(2) No change.

Specific Authority 466.004(4), 466.017(3) FS. Law Implemented 466.017(3) FS. History—New 2-12-86, Amended 3-27-90, Formerly 21G-14.006, Amended 12-20-93, Formerly 61F5-14.006, Amended 8-8-96, Formerly 59Q-14.006, Amended _____.

64B5-14.007 Inspection of Facilities.

(1) The Chairman of the Board or the Board by majority vote shall appoint consultants who are Florida licensed dentists to inspect facilities where general anesthesia, deep sedation, ~~parenteral~~ conscious sedation, or pediatric conscious sedation is performed. Consultants shall receive instruction in inspection procedures from the Board prior to initiating an inspection.

(2) Any dentist who has applied for or received a general anesthesia permit, ~~parenteral~~ conscious sedation permit, or pediatric conscious sedation permit shall be subject to announced or unannounced on-site inspection and evaluation by an inspection consultant. This inspection and evaluation shall be required prior to issuance of an anesthesia permit. However, if the Agency cannot complete the required inspection prior to licensure, such inspection shall be waived until such time that it can be completed following licensure.

(3) No change.

(4) Any applicant who receives a failing grade as a result of the on-site inspection shall be denied a permit for general anesthesia and ~~parenteral~~ conscious sedation.

(5) Any permit holder who fails the inspection shall be so notified by the anesthesia inspection consultant and shall be given a written statement at the time of inspection which specifies the deficiencies which resulted in a failing grade. The inspection consultant shall give the permit holder 20 days from the date of inspection to correct any documented deficiencies. Upon notification by the permit holder to the inspection consultant that the deficiencies have been corrected, the inspector shall reinspect to insure that the deficiencies have been corrected. If the deficiencies have been corrected, a passing grade shall be assigned. No permit holder who has received a failing grade shall be permitted 20 days to correct deficiencies unless he voluntarily agrees in writing that no general anesthesia or deep sedation or ~~parenteral~~ conscious sedation will be performed until such deficiencies have been corrected and such corrections are verified by the anesthesia inspection consultant and a passing grade has been assigned.

(6) through (7) No change.

(8) The holder of any general anesthesia, ~~parenteral~~ conscious sedation, or pediatric conscious sedation permit shall inform the Board office in writing of any change in authorized locations for the use of such permits prior to accomplishing such changes. Written notice shall be required prior to the addition of any location or the closure of any previously identified location.

(9) No change.

Specific Authority 466.017(3) FS. Law Implemented 120.60(8), 466.017(3) FS. History--New 10-24-88, Amended 3-27-90, 11-8-90, 4-24-91, 2-1-93, Formerly 21G-14.007, Amended 12-20-93, Formerly 61F5-14.007, Amended 8-8-96, Formerly 59Q-14.007, Amended _____.

64B5-14.009 ~~Parenteral~~ Conscious Sedation.

~~Parenteral~~ Conscious Sedation Permit applicants or permit holders shall comply with the following requirements at each location where anesthesia procedures are performed. The requirements shall be met and equipment permanently maintained and available at each location.

(1) through (6) No change.

(7) The following records are required when ~~parenteral~~ conscious sedation is administered:

(a) through (d) No change.

1. through 6. No change.

Specific Authority 466.004, 466.017 FS. Law Implemented 466.017 FS. History--New 10-24-88, Amended 11-16-89, 4-24-91, Formerly 21G-14.009, 61F5-14.009, Amended 8-8-96, 10-1-96, Formerly 59Q-14.009, Amended 8-2-00, _____.

**DEPARTMENT OF HEALTH
Board of Occupational Therapy**

RULE TITLE: Temporary Permit to Practice

RULE NO.:

Occupational Therapy 64B11-2.005

PURPOSE AND EFFECT: The Board proposes to review the existing language of this rule as it is considering modifying provisions concerning the issuance of temporary permits.

SUBJECT AREA TO BE ADDRESSED: Temporary permit to practice occupational therapy.

SPECIFIC AUTHORITY: 468.204 FS.

LAW IMPLEMENTED: 468.209(3),(4) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE ISSUE OF THE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kaye Howerton, Executive Director, Board of Occupational Therapy, 4052 Bald Cypress Way, BIN #C05, Tallahassee, Florida 32399-3255

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**DEPARTMENT OF HEALTH
Board of Occupational Therapy**

RULE TITLE: Temporary Permit to Practice as an

RULE NO.:

Occupational Therapy Assistant 64B11-3.003

PURPOSE AND EFFECT: The Board proposes to review the existing language of this rule as it is considering modifying provisions concerning the issuance of temporary permits.

SUBJECT AREA TO BE ADDRESSED: Temporary permit to practice as an occupational therapy assistant.

SPECIFIC AUTHORITY: 468.204, 468.209(3),(4) FS.
 LAW IMPLEMENTED: 468.209(3),(4) FS.
 IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE ISSUE OF THE FLORIDA ADMINISTRATIVE WEEKLY.
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kaye Howerton, Executive Director, Board of Occupational Therapy, 4052 Bald Cypress Way, BIN C05, Tallahassee, Florida 32399-3255.
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF HEALTH

Board of Occupational Therapy

RULE TITLE: Inactive and Delinquent Status Fees
 RULE NO.: 64B11-5.006
 PURPOSE AND EFFECT: The Board proposes to review subsection (1) of this rule to determine if it is necessary.
 SUBJECT AREA TO BE ADDRESSED: Inactive and delinquent status fees.
 SPECIFIC AUTHORITY: 468.221 FS.
 LAW IMPLEMENTED: 456.036, 468.221 FS.
 IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE ISSUE OF THE FLORIDA ADMINISTRATIVE WEEKLY.
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kaye Howerton, Executive Director, Board of Occupational Therapy, 4052 Bald Cypress Way, BIN #C05, Tallahassee, Florida 32399-3255
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF HEALTH

Division of Family Health Services

RULE CHAPTER TITLE:	Eligibility and Fee Assessment for Services Offered by County Public Health Units	RULE CHAPTER NO.:	64F-16
RULE TITLES:	Fee Exemption	RULE NOS.:	64F-16.005
	Sliding Fee Scale		64F-16.006
	Waiver of Charges		64F-16.007
	Limitation of Income Eligibility		64F-16.008

PURPOSE AND EFFECT: The purpose of these rule amendments is to bring the administrative rules related to eligibility and fee assessment in compliance with Florida Statute and with United States Department of Health and Human Services program guidelines for project grants for family planning services. Section 154.001(1)(c)1., Florida Statutes, requires primary care programs to adopt a minimum eligibility standard of at least 100 percent of the federal nonfarm poverty level. The HRSA guidelines also require that clients whose documented income is at or below 100 percent of the federal poverty level must not be charged. Administrative rules under Chapter 64D-16, F.A.C., currently call for fee exemption for people whose income is below 100 percent of the federal poverty level, not at or below 100 percent. The effect of these changes will be to make the rules comply with state law and federal guidelines. A client whose income is exactly 100 percent of the federal poverty guidelines will now be able to receive eligible services at no cost rather than on a sliding fee scale as previously assigned.

SUBJECT AREA TO BE ADDRESSED: Chapter 64F-16, F.A.C., outlines eligibility and fee assessment for services provided at county health departments. Rule 64F-16.005, F.A.C., addresses fee exemption for persons below a certain level of income. Rule 64F-16.006, F.A.C., addresses the sliding fee scale. Rule 64F-16.007, F.A.C., addresses the right of county health department directors and administrators to waive of charges. Rule 64F-16.008, F.A.C., addresses county health department authority to limit the eligibility for services for persons at certain incomes levels.

SPECIFIC AUTHORITY: 154.011(5) FS.
 LAW IMPLEMENTED: 154.011 FS.
 IF REQUESTED WITHIN 14 DAYS OF THIS NOTICE AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 10:00 a.m., April 2, 2003
 PLACE: Department of Health, 4025 Esplanade Way, Room 125-N, Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Bob Peck, Bin #A-13 (HSFFM), 4052 Bald Cypress Way, Tallahassee, FL 32399-1723, (850)245-4444, Ext. 2965

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Bob Peck, Bin #A-13 (HSFFM), 4052 Bald Cypress Way, Tallahassee, FL 32399-1723, (850)245-4444, Ext. 2965

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64F-16.005 Fee Exemption.

Clients of CHDs and their subcontractors shall not be charged any fee for communicable disease control or integrated family health services as defined in this rule if they have a net family income at or below 100 percent of the poverty guidelines published by the Federal Office of Management and Budget.

Specific Authority 154.011(5) FS. Law Implemented 154.011 FS. History--New 10-14-93, Formerly 10D-121.006, Amended.

64F-16.006 Sliding Fee Scale.

(1) Persons with net family incomes between 101~~0~~ and 200 percent of the Federal Office of Management and Budget poverty guidelines shall be charged a fee on a sliding scale based on the following increments. For family planning services only, persons with incomes between 200 and 250 percent of poverty shall be charged on a sliding fee scale as described in paragraph 64F-16.006(3)(h), F.A.C., below:

(a) Persons with incomes at or below 100 percent of the OMB poverty guidelines shall pay no fee.

(b) Persons with incomes at 101~~0~~ to 119 percent of the OMB poverty guidelines shall pay 17 percent of the full fee.

(c) through (g) no change.

(2) No change.

(3) This sliding fee scale applies to recipients of integrated family health and communicable disease control services, with the following exceptions:

(a) through (g) no change

(h) For family planning services only, persons with net family incomes between 101~~0~~ and 200 percent of the Federal Office of Management and Budget poverty guidelines shall be charged a sliding fee scale as outlined in (1)(a)-(g) above, and persons with net family incomes between 200 and 250 percent shall be charged a fee on a sliding scale based on the following increments:

1. through 3. No change.

(4) No change.

Specific Authority 154.011 (5) FS. Law Implemented 154.011 FS. History--New 10-14-93, Amended 8-2-94, 4-29-96, 6-24-02, Formerly 10D-121.007, Amended.

64F-16.007 Waiver of Charges.

(1) CHD directors/administrators and their subcontractors have the authority to reduce or waive charges in situations where a person with an income ~~at or~~ above 100 percent of poverty is unable to pay.

(2) through (3) No change.

Specific Authority 154.011(5) FS. Law Implemented 154.011 FS. History--New 10-14-93, Amended 8-2-94, Formerly 10D-121.008, Amended.

64F-16.008 Limitation of Income Eligibility.

CHDs have the authority to limit eligibility for integrated family health services for persons with net family incomes ~~at or~~ above 100 percent of the OMB poverty level, with the following exceptions:

(1) through (4) No change.

(5) Once a client has initiated prenatal care with a CHD or its subcontractors, she may not be declared ineligible for continuation of such care because of a change in income status during her pregnancy. Prenatal care clients with incomes ~~at or~~ above 100 percent of poverty may be charged fees if they are not eligible for Medicaid.

(6) Any eligibility limits for integrated family health services for persons with incomes ~~at or~~ above 100 percent of poverty established by a CHD must be specified in the annual CHD contract. No limits on eligibility can be established which would deny eligibility to a client who is receiving Medicaid.

Specific Authority 154.011(5) FS. Law Implemented 154.011 FS. History--New 10-14-93, Amended 8-2-94, 4-29-96, Formerly 10D-121.009, Amended.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Economic Self-Sufficiency Program

RULE TITLES:	RULE NOS.:
SSI-Related Medicaid Resource	
Eligibility Criteria	65A-1.712
SSI-Related Medicaid Post-Eligibility	
Treatment of Income	65A-1.714

PURPOSE AND EFFECT: These rule amendments change the method by which the department's hearings officers decide when the community spouse of an institutionalized spouse may keep resources in excess of the program limit in order to generate additional income for the community spouse. The new method will count all sources of income available to the community spouse, including the community spouse's income as well as all potential income that can be diverted from the institutionalized spouse, (income first) before determining if additional income producing assets are needed in order to bring the community spouse's income up to the minimum monthly maintenance allowance.

Additionally, these amendments will implement income and asset spousal impoverishment policies for the Home and Community Based Services (HCBS) Assisted Living Waiver (ALW) Medicaid program.

SUBJECT AREA TO BE ADDRESSED: The income first amendments will provide guidelines to the hearings officer as to how and when to allow assets above the spousal limit for the community spouse of an institutionalized spouse requesting Institutional Care Program (ICP) benefits. This will potentially allow the exclusion of income-producing assets that are in excess of the asset limit after first considering income available from all other sources. The ALW HCBS amendments will

implement the same requirements for determining income and asset availability as exist for the ICP program. Assets owned singly or jointly by the community spouse and the ALW spouse will be considered in determining eligibility. If the ALW spouse is approved, the community resource allowance will allow income from the ALW spouse to be diverted to the community spouse/dependents if this is necessary to bring the community spouse's/dependent's income to the minimum monthly maintenance income allowance for the community individual.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.902, 409.904, 409.906, 409.919 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 10:00 a.m., March 31, 2003

PLACE: Building 3, Room 100, 1317 Winewood Boulevard, Tallahassee, Florida 32399-0200

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Audrey Mitchell, Program Administrator, Building 3, Room 421, 1317 Winewood Boulevard, Tallahassee, FL 32399-0700, (850)488-3090

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Family Safety and Preservation Program

RULE TITLES:	RULE NOS.:
Definitions	65C-2.002
Service Scope Standards	65C-2.003
Universal Service Scope Standards	65C-2.004
Provider Requirements	65C-2.005
Vouchers and Purchase Orders	65C-2.009

PURPOSE AND EFFECT: These rules are being amended to modify Community Care for Disabled Adults service scopes and definitions and to better conform administrative practices of the program to departmental standards.

SUBJECT AREA TO BE ADDRESSED: The Community Care for Disabled Adults program delivers community-based services to adults with permanently disabling conditions who are between the ages of 18 and 59 years.

SPECIFIC AUTHORITY: 410.606 FS.

LAW IMPLEMENTED: 410.601-.606 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Twila Sisk, Adult Services Office, 1317 Winewood Boulevard, Building 6, Room 371, Tallahassee, Florida 32399-0700, Phone (850)488-2881 or SunCom 278-2881

THE PRELIMINARY TEXT OF THE PROPOSED RULES DEVELOPMENT IS:

65C-2.002 Definitions.

In addition to those terms defined in Section 410.603, F.S., the following definitions shall apply to this rule for purposes of service clarification:

(1) Adult Day Care means a social program ~~that which~~ provides a protective environment where preventive remedial and restorative services are provided to adults in need of such care.

(2) Adult Day Health Care means an organized day program of therapeutic, social, dietary and health activities and services provided to disabled adults for the purpose of restoring or maintaining optimal capacity for self-care.

(3) Case Management means a client centered series of activities which includes planning, arranging for, and coordination of appropriate community-based services for an individual eligible Community Care for Disabled Adults client. ~~Case management is an approved service, even when delivered in the absence of other services. Case management includes intake and referral, comprehensive assessment, development of a service plan, arranging for services and monitoring of client's progress to assure the effective delivery of services and reassessment.~~

(4) Chore Service means the performance of house or yard tasks such as seasonal cleaning, yard work, lifting and moving, simple household repairs, and other tasks ~~not~~ performed by non-specialized staff for eligible persons who are unable to complete ~~do~~ these tasks for themselves.

(5) Emergency Alert Response Service means a community based electronic surveillance service system established to monitor the safety of individuals in their ~~own~~ homes by an electronic communication link that connects the eligible individual with local emergency teams and which alert properly qualified assistance to the client in need.

(6) Escort Service is the personal accompaniment of an individual to and from service providers or the provision of personal assistance as required by an eligible individual to enable clients to obtain community other required services needed to implement the individual's service plan.

(7) Group Activity Therapy is a self development service provided by a professional staff person to three or more individuals which eligible clients and includes the following activities: physical, recreational, and educational activities designed to promote social interaction, and build

communication skills ~~building~~ through the use of groups. ~~The purpose of this service is to prevent social isolation and to enhance social and interpersonal functioning.~~

(8) Home Delivered Meals means a hot, or other appropriate, nutritionally sound, meal that meets one-third of the current daily recommended dietary allowances, served in the home to a homebound disabled adult.

(9) Home Health Aide Service means a health or medically-oriented routine service necessary to help maintain the health of a disabled adult, task furnished to an individual delivered in an individual's home his residence by a trained home health aide. ~~The home health aide must be employed by a licensed home health agency and supervised by a licensed health professional who is an employee or contractor of the home health agency.~~

(10) Homemaker Service means the delivery accomplishment of specific home management tasks including housekeeping, meal planning and preparation, shopping assistance, and routine household activities by a trained homemaker.

(11) Home Nursing Service means a part-time or intermittent nursing care administered to an individual by a licensed professional or practical nurse or advanced registered nurse practitioner, as defined in Chapter 464, F.S., in the place of residence used as the individual's home, pursuant to a plan of care approved by a licensed physician.

(12) Interpreter Service means assistance in communicating provided to an individual disabled adult client who has a speech or hearing impairment or a language barrier.

(13) Medical Therapeutic Services means prescribed those corrective or rehabilitative services, such as physical, occupational, speech-language or respiratory therapy, which are prescribed by a physician or nurse practitioner licensed in the State of Florida. Provided by a professionally licensed, registered or certified individual, these services are designed to assist the individual client to maintain or regain sufficient functional skills to live at home in his place of residence. Such therapies include physical, occupational, speech-language therapy, and respiratory therapy.

(14) Needs assessment means an instrument to gather health, functional, environmental and family support information from the client/prospective client to be used to evaluate the individual's current service needs and assist with the care planning process.

~~(15)(14) Personal Care Services means include such services as: individual assistance with or supervision of essential activities of daily living, such as bathing, dressing, eating, and ambulating;; supervision of each self-administered medication;; eating, and assistance with securing health care from appropriate sources. Personal care services shall not be construed to mean the provision of medical, nursing, dental or mental health services by the personal care service staff.~~

(16) Region means a specified geographic service area, as defined by the department.

~~(17)(15) Respite Care means the provision of temporary or intermittent relief or rest for the individual's primary caregiver from the constant supervision, companionship, and therapeutic and personal care on behalf of the individual, a client for a specified period of time. The purpose of the service is to maintain the quality of care to the client for a sustained period of time through temporary, intermittent relief of the primary caregiver.~~

~~(18)(16) Transportation Services means the transport of an individual client to and from service providers or community resources that which are essential to the implementation of the individual's care plan.~~

Specific Authority 410.606 FS. Law Implemented 410.601-606 FS. History-- New 1-24-89, Amended 6-24-96, _____.

65C-2.003 Service Scope Standards.

The following service standards shall apply to this rule for purposes of service scope clarification:

(1) Adult Day Care:

(a) A unit of adult day care service is one hour of actual client attendance at the adult day care center, including travel to or from the center if the center is providing the transportation with CCDA funds.

(b) This service must be provided in a licensed adult day care center as defined in Section 400.551(1), Florida Statutes. See also, Chapter 58A-6, Florida Administrative Code (Regulations).

(2) Adult Day Health Care:

(a) A unit of service is one hour of actual client attendance at the adult day health care center, including travel to or from the center if the center is providing the transportation with CCDA funds.

(b) This service must be provided in a licensed adult day care center as defined in Section 400.551(1), Florida Statutes. See also, Chapter 58A-6, Florida Administrative Code (Regulations).

(3) Case Management:

(a) Case management is an approved service, even when delivered in the absence of other services.

(b) Case management includes intake and referral, comprehensive assessment, development of a service plan, arranging for services and monitoring of client's progress to assure the effective delivery of services and reassessment.

(c) A unit of case management service is one hour of elapsed time involved in the above-described case management activities.

(d) The minimum qualification for a contract service provider's case manager, are those qualifications as established by the Division of Management Services' position description for a Human Services Counselor III (HSC III). The case manager must possess a Bachelor's degree in social work,

sociology, psychology, nursing, or a related field. Other directly related, verified job training or educational experience, may be substituted for all or some of this basic requirement, upon written approval of the district office explaining the basis of its approval.

(e) The minimum qualification for a Department of Children and Families' case manager is established by the departmental job specifications.

(f) Contracted case managers must receive a minimum of six hours per year of in-service training which must be documented in staff records identifying the date, duration and content of the training. The following topics must be addressed in that training:

1. An overview of community-based services;

2. Use of assessment instruments and interviewing techniques;

3. Record-keeping procedures and the Client Information System; and,

4. An overview of DCF services for adults, (across all programs).

(g) DCF case management staff must receive training in the above same topics as well as any other training described by current departmental policies.

(4) Chore Service:

(a) A unit of chore service is one hour of actual time spent in the performance of listed or related chore service tasks for one or more clients. If the service is to be provided to a couple, the unit of service will be assigned to either the eligible husband or wife, preferably the one who usually performs chore duties.

(b) In order to receive chore services, a client must be unable to perform the required chore without assistance. An assessment of the client's health and well being, as well as the chore provider's capacity to perform the required chore, will determine the types of chore tasks to be performed by the provider.

(c) Chore services are usually of short and sporadic duration, performed for a client on a demand-response basis. However, the case manager may schedule specific chore tasks, such as weekly grocery shopping or conventional errands, at regular intervals as determined necessary.

(d) Procedures must be developed for chore service workers who will handle the client's money.

(e) Chore services may include tasks such as those listed in the service definition, as well as the installation or adjustment of simple door locks and other basic security devices.

(f) Chore services may be provided by homemaker or other staff, as long as the worker performing the dual function meets the chore job description and qualifications.

(g) Staff or volunteers providing this service must receive at least three hours of pre-service training in the following areas:

1. Safety and home accident prevention;

2. Procedures for handling client's money (if chore-worker handles money);

3. Client confidentiality;

4. Program policies and procedures;

5. Community Care for Disabled Adults purpose and philosophy;

6. Emergency procedures in the event of a crisis during the course of work; and,

7. Additional training may include information about disabling conditions and first aid.

(h) If staff or volunteers have received prior equivalent service training, it may be substituted for part or all of the required hours of pre-service training. The personnel file of the staff member or volunteer must include documentation of the prior training. (pre-service training may include on-the-job training).

(i) Contracted providers must provide each of their staff members directly involved with delivering this service to Community Care for Disabled Adults clients, a minimum of six hours of in-service training annually. Content and duration must be documented in staff and agency records.

(j) DCF staff delivering this service must meet required departmental pre-service and in-service training.

(5) Emergency Alert Response:

(a) A unit of service is one day (twenty-four hours) of individual emergency response unit operation in a client's residence, regardless of actual emergency use by client. The units are counted by totaling the number of days the client receives services. For example: A client who has the unit in his/her home for the entire month of June has used thirty units (thirty days in June) of emergency alert/response service.

(b) The service consists of: (1) a remote response center surveillance 24 hours, seven days a week of a client actuated signal; (2) response to the client actuated emergency signal by the surveillance center; and (3) an emergency telephone communication from the response center to a local emergency team.

(c) The service provides a means of alerting the appropriate agency or personnel to an emergency situation arising in a disabled adult's home setting. The service provider does not directly provide the emergency service but rather, in accordance with its own written operating protocol, contacts the agency or personnel that will provide the needed emergency services.

(d) Client eligibility for this service is based on the client's vulnerability to medical or other emergency situations which have a likelihood of developing, as established by the client's mental, physical, and social needs assessment and/or living

situation. The case manager must document the basis for offering the emergency response service, to include an explanation of how the service could prevent a situations from developing into a life-threatening situation.

(e) The client must be able or willing to meet any special requirements for home installation of the emergency response service equipment, such as a private line telephone service.

(f) The client must be mentally and physically able to properly use the emergency response equipment.

(g) Batteries and telephone jack installation costs must be paid for by the client, unless it is established by the needs assessment that the client is financially unable to pay for these expenses. It is allowable for the provider to purchase batteries and pay for installation if the client cannot pay.

(h) All emergency response equipment installed in the client's home must be Federal Communications Commission (FCC) approved, and the button and communicator must have proper identification numbers.

(i) The emergency response provider is responsible for installation, training and maintenance of the equipment.

(j) The emergency response provider is responsible for ensuring that client signal activity records and equipment service maintenance records are maintained by the provider or by the response center.

(k) The department shall only contract with emergency response providers that make monthly phone calls to each client's home to test system operation, update records and provide direct client contact.

(l) The department shall only contract with emergency response providers that can provide the department with detailed manuals relating to operational aspects of the system including physical arrangement of equipment, installation of all elements, testing procedures, emergency reporting and response procedures and servicing.

(m) The department shall only contract with emergency response service providers that, as part of its services, administer a minimum of one-hour, annual training, on location of the department, to all non-departmental and DCF case management staff who are involved with the utilization of, and procurement of this service. Training must include topics on the use, operation, maintenance and testing of the equipment, and the provider's emergency response protocol.

(n) Non-departmental and Department of Children and Families case managers authorizing the purchase of this service for their Community Care for Disabled Adults client(s) must attend a minimum of six hours per year in-service training on:

1. The operational aspects of the equipment, subscriber installation, equipment testing, emergency response protocol and program implementation;

2. Client confidentiality; and,

3. Community Care for Disabled Adults program policies and procedures.

(o) If case management staff or volunteers have received prior equivalent service training, the district may elect to substitute such training for part or all of the required hours of this in-service training.

(p) The case management agency will document and maintain the content, duration and attendance roster of all employees attending the required in-service training in their agency personnel records.

(6) Escort Service:

(a) A unit of escort service is one trip measured from a point of origin, to a destination, and if necessary, back to the point of origin.

(b) Escort service may only be provided to clients without anyone in their support system to assist them, or, whose support system does not yield an individual capable (mentally, physically or willing) of providing the assistance.

(c) The person providing the escort service may not advise the client on any matter that may constitute conflict of interest.

(d) Direct escort services staff must possess a valid Florida driver's license, and receive a total of six hours of annual pre-service training in the following topic areas before delivering services to a Community Care for Disabled Adults client:

1. Interpersonal relationships;

2. Community Care for Disabled Adults program and purpose;

3. Client confidentiality;

4. Conflict of interest situations; and,

5. Local service providers and community resources.

(e) Certification or documented training in any of the above subjects may substitute for the required pre-service training.

(f) Non-departmental service providers providing escort services must be scheduled for in-service training to augment and/or refresh their skills in subsection (d) 1-5. A minimum of six hours per year of in-service training is required. Content, duration, and the class attendance roster must be documented in the agencies personnel records.

(7) Group Activity Therapy:

(a) A unit of group activity therapy service is one client receiving group activity therapy for one daily session.

(b) To be eligible for this service, a client must be in need of concentrated development of his/her social interaction, communication, and interpersonal skills in order to successfully function in his/her immediate community.

(c) In order to continue to be eligible to receive the service, a client must show measurable improvement in his/her social, interpersonal, and communication skills through the provision of this service.

(d) Only a professional staff person with demonstrated abilities in group dynamics and skill in conducting the above described group activities may provide group activity therapy.

(e) Group activity therapy is not considered a psychiatric service where medical treatment in the form of group therapy is provided.

(f) A total of ten hours pre-service training per year is required for non-departmental service providers and Department of Children and Families staff conducting group activity therapy. The following topics must be included in that training:

1. Community Care for Disabled Adults Program and purpose;

2. Local service providers and community resources;

3. Medical and psychological aspects of disability;

4. Group therapy and group dynamics;

5. Communication skill building activities;

6. Recreational activities for the disabled client; and,

7. Interpersonal and social skill building activities.

(g) All staff providing group activity therapy must be scheduled for a minimum of six hours in-service training annually to augment and/or refresh their skills as listed in subsection (7)(f)1.-7. Training content, duration, and documentation of attendance must be on file in the agency's personnel records.

(8) Home Delivered Meals:

(a) A unit of home delivered meal service is the preparation and delivery of one nutritionally sound meal that meets one-third of the current daily recommended dietary allowances to a homebound disabled adult.

(b) Written specifications for food service procurement must be developed by the district program office prior to solicitation of bids for home delivered meals.

(c) All home delivered meal providers must adhere to the standards set forth in this manual.

(d) All Community Care for Disabled Adults service criteria will automatically be met if the meals are prepared and delivered by a contractor who is approved to provide home delivered meals funded by Older Americans Act (Title III-C), or Community Care for the Elderly (CCE).

(e) Home delivered meals provider procurement specifications must establish methods and responsibilities for each of the following:

1. Delivery.

a. Transportation: trucks, vans.

b. Delivery sites: number and location.

c. Delivery schedule:

(I) Number of days each week; and,

(II) Hours of delivery for each site.

d. Types of containers for bulk food delivery, if applicable.

e. Types of containers for individual service.

f. Return of containers:

(I) How and by whom.

(II) Condition (washed, sterilized, etc.).

2. Menus.

a. Written by whom.

b. Approved by whom.

c. Compliance with required meal pattern and other standards required herein.

d. Community Care for Disabled Adults program person responsible for receipt and review of menus at least 5 weeks in advance of service.

e. Approval of substitutions on menus.

3. Sanitation.

a. Compliance with federal, state and local regulations.

b. Food preparation facility inspection within previous 6 months.

c. Delivery standards:

(I) Temperature maintenance;

(II) Sanitary conditions.

4. Inspections. Inspection of food preparation, packaging and storage areas by the department.

5. Food.

a. Number of meals:

(I) Provision for flexibility;

(II) Time limits for ordering amounts of food.

b. Cost schedule.

c. Food purchased by whom.

d. Food provided: entree, vegetable, fruit, milk, dessert, juice, salad, beverage, cream (or substitute), condiments, butter or margarine.

e. The department will not be required to pay for meals that fail to meet proper specifications.

f. If the caterer fails to deliver a meal or any portion of a meal, the department will procure those portions of the meal not delivered from other sources. If the procurement cost is greater than the reimbursable cost under the contract, the cost difference will be paid by the home delivered meal service provider.

g. If the caterer delivers a meal that fails to meet proper specifications, the department may procure another meal from other sources. If procurement cost is greater than the reimbursable cost under the contract, the cost difference will be paid by the home delivered meal service provider.

h. Case managers shall document cases of meals failing to meet proper specifications and report such occurrences to the service provider's contract manager.

6. Administration.

a. Sales tax exemption.

b. Caterer's financial records open for audit.

c. Supply information for nutrition reporting on labor and raw food costs.

d. Insurance coverage.

e. Bonding.

f. Food cost changes.

g. Length of contract.

h. Approval by Adult Services Program Office.

i. Dates/times of contract payments to contractor.

j. Holidays and other days when meals are not to be served.

(f) All non-departmental service providers and Department of Children and Families staff (volunteers or paid) involved in home-delivered meals service, whether in meal preparation or delivery, must receive pre-service and in-service training.

(g) Training will be appropriate to respective job duties and responsibilities and must minimally provide instructions for performing assigned tasks.

(h) If staff or volunteers have received prior equivalent service training, this training can be substituted for part or all of the required hours for pre-service training.

(i) In-service training must be a minimum of six hours annually.

(j) Training class attendance, date, location, content and duration must be documented in the agency's personnel records.

(k) All proposed food service contracts with profit-making organizations must be submitted for prior approval by the district.

(l) Food service providers must have adequate liability insurance coverage, including product liability.

(9) Home Health Aide Service:

(a) The unit of service is one hour (or quarter hour portion) of time spent performing designated home health aide services. It does not include time spent in transit, but rather is the time spent providing services to the client.

(b) The home health aide must be employed by a licensed health maintenance service provider as defined by Section 410.603(4), F.S., and supervised by a licensed health care professional who is an employee or contractor of the health maintenance service provider.

(c) In order to be eligible for this service, the individual's attending physician must prescribe a plan of treatment, for the provision of health care to the individual in his or her home.

(d) The home health aide will perform only those activities contained in a written assignment by a licensed health care practitioner as defined in Section 456.001(4), F.S. In some instances, a home health aide may be certified by a state regulatory body, such as is with a certified nurses' aide.

(e) Home health aide activities include: assisting the patient with personal hygiene, ambulation, eating, dressing and shaving.

(f) The home health aide may perform these other activities as taught by a health professional employee for a specific patient: assisting with the change of a colostomy, ileostomy or uretomy bag; a shampoo; the reinforcement of a dressing; assisting with the use of devices for aid to daily living

(i.e. walker, wheelchair); assisting with prescribed range of motion exercises which the home health aide and the patient have been taught by a health professional; assisting with prescribed ice cap or collar; doing simple urine tests for sugar, acetone or albumin; measuring and preparing special diets; measuring fluid intake and output; and supervising the self-administration of medications.

(g) Supervising the self-administration of medications means reminding clients to take medications, opening bottle caps for clients, reading the medication label to clients, observing clients while taking medications, checking the self-administered dosage against the label of the container and reassuring clients that they have obtained and are taking the correct dosage.

(h) The home health aide will not: change sterile dressings; irrigate body cavities, such as an enema; irrigate a colostomy or wound; perform a gastric lavage or gavage; catheterize a patient; administer medications; apply heat by any method; care for a tracheotomy tube; administer eye drops; or any personal health service which has not been included by the professional nurse in the patient care plan.

(i) The home health aide must keep records of personal health care activities and the hours spent performing the tasks.

(j) The home health aide will observe appearance and gross behavior changes in the patient and report any changes to the professional nurse.

(k) Home health aide patient services must be evaluated by a health professional staff person at least every two weeks in the home by observing service delivery by the home health aide to the client and by documenting the status of the client.

(l) The agency must maintain a ratio of at least one health professional employee for every five nonprofessional persons providing health services. When full-time equivalents are used in the case of part-time nonprofessional persons providing health services, the actual number of such persons supervised must not exceed twelve clients.

(m) This service must be provided in compliance with Chapter 59A-8, F.A.C., Home Health Aide.

(n) The plan of treatment will be established and reviewed by the attending physician in consultation with agency staff involved in giving service to the patient, at such intervals as the severity of the patient's illness requires, but in any instance, at least every 60 days and shall include, but not be limited to the following:

1. Diagnosis;

2. Types of services and equipment required;

3. Specific frequency of visits such as two times a week or three times a week;

4. Activities permitted;

5. Diet;

6. Medications and treatments; and

7. Dated signature of the physician.

(o) Assessment of the need for home health aide services must be made by the case manager.

(p) The case manager, in conjunction with the nurse supervisor, physician, licensed physical therapist, or licensed occupational therapist, must develop a service plan specifying frequency and duration of service prior to the delivery of service.

(q) A registered nurse, either paid or volunteer, must be on staff at the home health agency or under contract as a consultant to make home visits to each client at least every two weeks.

(r) The registered nurse will supervise the home health aides, assess whether the service plan is being carried out properly, attend or provide in-service training, review reports and records, and assist in employee performance evaluations.

(s) The home health aide shall record services rendered during each visit, complete time and attendance records, participate in performance evaluations, prepare incident reports as the need arises, and attend pre-service and in-service training.

(t) The service provider must develop emergency procedures to be followed in the event of a crisis during the course of care.

(u) Home health aide care will not substitute for care provided by a registered or practical nurse, or a licensed therapist.

(v) The home health aide must have training in supportive services, which are required to provide and maintain bodily and emotional comfort, and assist the patient toward independent living in a safe environment.

(w) If the aide receives training through a vocational school, licensed/certified home health agency, or hospital, the successful completion of training and the training curriculum will be documented. If training is received through the agency, the curriculum will consist of at least forty-two hours, which include:

1. Role of the home health aide, differences in families, ethics, and orientation to the agency (two hours);

2. Physical appearance and personal hygiene (one hour). The following topics should be included: uniform; hair; hands and fingernails; cleanliness; teeth; makeup; perfume; jewelry and smoking;

3. Supervision by a registered nurse, registered physical therapist, occupational therapist, registered speech therapist (three hours). The following topics should be included: role of the supervisor; role of the aide; role of the physician; role of the patient; plan of care; assignment of tasks; record keeping; and performance evaluation;

4. Personal care services (twenty-four hours), to include the following topics: bathing; dressing; toileting; feeding (eating); bed making; ambulation; body mechanics; transfer techniques; range of motion and exercises;

5. Nutrition and food management (four hours), to include the following topics: basic food requirements; purchasing of food; preparation of food; storage of food; serving of food; and special diets;

6. Household management (two hours), to include the following topics: care of bedroom, bathroom, kitchen; care of clothing; and safety in the home; and,

7. Emotional aspects of disability, including death and dying (six hours).

(x) If staff or volunteers have received prior equivalent service training, this training can be substituted for part or all of the required hours of pre-service training. The personnel file of the staff member or volunteer must include verifiable documentation of the prior training.

(y) In-service training for contract service providers, DCF staff and home health aides must be regularly scheduled to augment or refresh the home health aide's knowledge in any of the above listed areas. A minimum of six hours per year is required; staff records must include verifiable documentation to establish that training was provided.

(10) Homemaker Service:

(a) The unit of service is one hour (or quarter hour portion) of time spent in the provision of designated homemaker duties by a trained homemaker. It does not include time in transit to and from the client's place of residence except during time when the homemaker is providing shopping assistance, performing errands or other tasks on behalf of the client.

(b) In order to receive this service, the client's functional assessment must document a need for assistance with light housekeeping, performing laundry tasks or preparing meals. The client's completed assessment must also document the absence of both formal and informal support to assist the client with these instrumental activities of daily living.

(c) Homemaker service includes:

1. Meal planning and preparation;

2. Housekeeping;

3. Laundry;

4. Clothing repair;

5. Minor home maintenance (e.g. changing light bulbs);

6. Shopping assistance;

7. Assistance with budgeting and paying bills;

8. Client transportation, if permitted;

9. Record keeping as required;

10. Reporting changes in client condition or behavior to supervisor; and,

11. Following established emergency procedures.

(d) Restrictions on homemaker activities are:

1. Must not engage in work that is not specified in the homemaker assignment;

2. Must not accept gifts from clients;

3. Must not lend or borrow money or articles from clients;

4. Must not perform services requiring a public health nurse, a home health aid, or personal care worker to perform;

5. Must not handle money unless authorized by supervisor or case manager and bonded or insured by employer;

6. Must not transport the client unless properly insured and authorized by supervisor or case manager.

(e) Service Provision Log. The homemaker is required to fill out a client service provision log. Any form used must record the following: the date of the visit; activities performed during the visit, and number of hours spent performing the activities.

(f) A total of twenty hours pre-service training per year is required for non-departmental service providers and DCF staff performing homemaker services. The following topics must be included in that training:

1. Community Care for Disabled Adults program and purpose;

2. Interpersonal relationships;

3. Medical and psychological aspects of disability;

4. Nutrition and meal preparation;

5. Grocery shopping and food storage;

6. Use of household equipment and supplies;

7. Planning and organizing household tasks;

8. Principles of cleanliness of the home;

9. Record-keeping; and,

10. Home safety and emergency procedures.

(g) All staff providing homemaker services must be scheduled for a minimum of six hours in-service training annually to augment and/or refresh their skills in subsection (7)1.-7. Training content, duration, and verifiable documentation of attendance must be on file in the agency's personnel records.

(11) Home Nursing Services:

(a) The unit of service is one hour of client contact by the advanced registered nurse practitioner or the licensed practical nurse.

(b) To receive home nursing services, an individual's care plan must contain a physician's prescription/plan of treatment that includes this service. For on-going receipt of this service, an individual's care plan must contain a request for continuation of this service, signed by a physician, at sixty-day intervals.

(c) This is a health maintenance service as defined by Section 410.603(4), F.S.

(d) A provider of home nursing services must hold a license, in good standing, to practice professional or practical nursing in the State of Florida.

(e) Home nursing can be rendered through a home health agency, or provided by an independently practicing registered nurse, a registered nurse employed by a county health unit, or an independently practicing licensed practical nurse working under the direction of a registered nurse.

(f) Nursing service shall not be rendered in hospitals or skilled or intermediate care facilities.

(g) Nursing services rendered in the home shall include observation, assessment, nursing diagnosis, care, health teaching and counseling, maintenance of health, prevention of illness, administration of prescribed medications and treatments, and the supervision and teaching of others in the performance of nursing tasks.

(h) Home nursing provides services that assist the client in his/her efforts to maintain an optimal level of health of body and mind.

(i) Home nursing assists the client to prevent the occurrence or progression of illness, thus decreasing the frequency of hospitalizations.

(j) All staff providing homemaker services can meet annual in-service training through attendance at professional meetings/conferences and/or completion of required course work for continuation of registration or licensure status. A minimum of six hours of meeting attendance, course work or other training related to the job function must be obtained per year; training content, duration, and documentation of attendance must be kept in staff and agency records.

(12) Interpreter Service:

(a) A unit of interpreter service is one hour spent interpreting for an individual. It does not include time spent in transit but rather is the time spent in face-to-face interpreting for the client.

(b) To qualify for this service, an individual must have a communication barrier significant enough to prevent him or her from effectively and accurately receiving or giving information, must not be able to secure the service from his or her own support system.

(c) Interpreter service is to be used to free individuals from significant barriers to communication such as, language and deafness.

(d) Interpreter service should be used to assist individuals to access community resources, medical services, or social security, disability, or other governmental agency resources.

(e) Interpreters for the deaf must have one of the following nationally or state recognized certifications: comprehensive skills certified, interpreting certified, trans-literator certified, or Quality Assurance screened level 3.

(f) Language interpreters must be proficient in the languages to be translated.

(13) Medical Equipment:

(a) A unit of this service may vary and is referred to as an episode.

(b) Medical equipment/supplies may be durable, such as walkers, wheelchairs, bedside commodes, etc., or it may be non-durable, such as Chux bed pads, colostomy supplies, adult diapers, etc.

(c) Durable equipment should be loaned and returned to the program when the case manager or physician prescribing the equipment determines it no longer necessary to the client's plan of care.

(d) Non-durable equipment/supplies are not to be recycled.

(e) Episodic expenditures of more than \$100.00 are to be approved by the district before the purchase is made.

(f) Providers are required to track and maintain documentation of the following information:

1. Description of the kinds of equipment requested and needed, and, how many annual requests were received for each individual;

2. The total number of equipment requests received by that provider annually;

3. A current itemized list of the durable and non-durable equipment episodes purchased. This list must include a description of each episode, the quantity, and the price per episode; and,

4. The number of individuals utilizing each type of durable equipment purchased (annually).

(g) The use of Community Care for Disabled Adults' funding for purchase of medical equipment/supplies, should be approved only as the last resource to provide the individual with needed items.

(14) Medical Therapeutic Services:

(a) The unit of service is one hour of individual contact by the health professional in the client's place of residence or facility where the service can be provided (e.g., hospital outpatient rehab center).

(b) Providers of medical therapeutic services must hold a current registration, certification or license to practice in the State of Florida in the designated area of the services to be provided.

(c) A physician or nurse practitioner, or speech, occupational, respiratory, or physical therapist, must determine that authorization for therapy services will benefit the individual who has suffered physical damage or debilitation due to disease or trauma, and must prescribe the needed services. A request for continuation of services, must be signed by one of the professionals named above at sixty day intervals.

(d) This is a health maintenance service as defined by Section 610.403(4), F.S. It lists those routine health service(s) necessary to help maintain the health of a disabled adult.

(e) An individual receiving like services under another program component will not be regarded as eligible for duplicative medical therapeutic services. For example, a recipient of physical and occupational therapy while in an adult day care program will not be eligible for duplicative services in his/her place of residence or at a provider facility, unless the frequency of treatment(s) required does not correspond with the frequency of attendance at day care.

(f) Payment for supplies and equipment deemed by the therapist or physician as reasonable and necessary to the success of the treatment rendered to the individual, will be eligible under this program in accordance with district program budgets.

(g) In-service training requirements can be met through attendance at professional meetings/ conferences and/or required course work for continuation of registration, certification or licensure status. A minimum of six hours of meeting attendance, course work or other training related to the job function must be obtained per year; documentation of the date, content and duration of attendance, must be kept in the employer's personnel records with the employee's professional qualifications.

(15) Personal Care Services:

(a) A unit of service is one hour of elapsed time spent by a qualified personal care aide in providing designated services to an individual. It does not include time spent in transit to and from the individual's home.

(b) This is a health maintenance service as defined by Section 410.603(4), F.S.

(c) The personal care aide will perform such tasks as:

1. Assisting the client with personal hygiene, dressing, feeding, or transfer or ambulatory needs, including use of wheelchair, crutches, walker;

2. Assisting with toileting and/or use of a bedpan;

3. Assisting the individual with self-administered medications when ordered by the client's physician, and as prescribed in the personal care plan. The personal care aide may not administer the medication, but may bring the medication to the individual and remind the client to take the medication at a specific time;

4. Assisting with food, nutrition and diet activities including preparation of meals when essential to good health;

5. Performing household services such as changing bed linens when the performance is essential to good health; and,

6. Accompanying the individual to clinics, physician office visits, or other trips when health care needs require personal care assistance.

(d) A registered nurse, either paid or volunteer, must be on the staff or under contract to make home visits to supervise personal care aides at least every 60 days. The registered nurse will assess whether activities in the service plan are being carried out properly; attend or provide in-service training; review reports and records; and conduct or participate in client staffing. All such activities shall be documented in the case record. The registered nurse must also participate in the annual performance evaluation of the personal care aide.

(e) Personal care will not substitute for the care usually provided by a registered or practical nurse, therapist, or home health aide. The personal care aide WILL NOT change sterile

dressings, irrigate body cavities, administer medications, or perform any other activities prohibited by Chapter 59A-8, F.A.C., Home Health Aide.

(f) Personal care aides must be trained in those supportive services, which are required to make the client comfortable and to assist the individual toward independent living in a safe environment.

(g) The personal care staff must receive a minimum of 30 class hours of pre-service training administered by a registered nurse, or successfully complete and be certified as a graduate of the Nurse Aide Program administered by a vocational/technical school, licensed/certified home health agency, or hospital.

(h) The pre-service training must minimally include:

1. Role of the personal care provider and ethics (1 hour).

2. Physical appearance and personal hygiene responsibilities of the personal care worker (1 hour).

3. Distinguishing the roles of the key players (3 hours). This training component should include topics such as: role of the supervisor; role of the personal care aide; role of the physician; role of the client; plan of care; assignment of tasks; record-keeping; and employee performance evaluation.

4. Performing personal care tasks (18 hours). This training component includes the following topics: bathing; dressing; toileting; feeding (eating); bed-making; ambulation; and body mechanics.

5. Nutrition and food management (4 hours). This training component includes the following topics: purchasing food; preparation of food; storage of food; and serving of food.

6. Household management (2 hours). This training component includes: care of bedroom, bathroom, kitchen, care of clothing and safety in the home.

7. Physical, mental, and social aspects of disability; and the social aspects of death and dying (2 hours).

(i) If staff or volunteers have received prior equivalent training, it may be substituted for part or all of the required hours of pre-service training. The personnel file of the staff member or volunteer must include documentation of the prior training.

(j) Staff providing personal care services must be regularly scheduled for a minimum of 6 hours of in-service training per year. Training class attendance, date, location, content and duration must be documented in the agency's personnel records.

(16) Physical and/or Mental Examinations:

(a) A unit of service is measured in episodes, with one episode (one unit) defined as one examination, either physical or mental, made by one physician, psychologist, or mental health professional.

(b) This is a health maintenance service as defined by Section 410.603(4), F.S. It lists those routine health service(s) necessary to help maintain the health of the disabled adult.

(c) The Adult Services District/Region Program Office must approve each examination before services are rendered.

(d) Physical and mental examinations are to be provided for the purpose of evaluation, not as a routine treatment.

(e) Providers of physical or mental examinations must hold a license in good standing to practice medicine, or to conduct psychological examinations, or in the case of professional mental health counseling, must be certified as a mental health professional.

(17) Respite Care Services:

(a) The unit of service is one hour or quarter hour of elapsed time spent in the provision of respite care services by a qualified worker.

(b) Respite care may be provided for up to 240 hours per client per calendar year depending upon individual need. The service may be extended up to 360 hours as recommended by the individual's case manager and with documented approval by the immediate supervisor. The service may be provided during a concentrated period or spaced throughout the year. The district may approve additional hours on a case by case basis.

(c) The case manager will, through a full assessment of the individual's formal and informal support system, determine the level and intensity of care required by the individual. The case manager may obtain consultation from other service providers, the individual's family, caregiver, physician, or nurse to determine the appropriate level of respite care needed.

(d) Respite care will not be substituted for the care usually provided by a registered nurse, licensed practical nurse, or therapist.

(e) In-home respite care may be provided by staff qualified as a homemaker, home health aide, personal care worker, sitter or companion, a combination of the above, or a trained volunteer, provided that all departmental service standards are met.

(f) Respite care staff must be appropriately supervised. A health or social service professional must be available to supervise and provide in-service training to workers providing the respite services. If the individual in receipt of service requires medical service during the respite period, a home health aide must provide all or part of the respite care services, and a registered nurse or health professional must supervise the aide. As an alternative, an agreement may be developed with a visiting nurses association, the Red Cross, or a home health agency, to supervise respite staff.

(g) Respite care staff will be adequately trained to respond to a crisis, which may occur during the caregiver's absence.

(h) Respite care is to be provided in the client's home in familiar surroundings, however, when a respite caregiver is not available to go to the individual's home, respite care may be provided by foster homes, adult congregate living facilities, or nursing homes on a temporary basis.

(i) Respite care service may not be provided to residents residing in nursing homes or Assisted Living Facilities.

(j) Staff or volunteers providing this service must receive at least twenty hours of instruction in the following areas:

1. Health problems and care of disabled persons;

2. Basic personal care procedures such as grooming;

3. First aid and handling of emergencies: formal written emergency procedures will be developed for the respite staff to follow should an emergency occur; and,

4. Food, nutrition, meal preparation, and household management.

(k) If staff or volunteers have received prior equivalent service training, the prior training can be substituted for part or all of the required hours of pre-service training.

(l) The provider will schedule ongoing in-service training for respite care workers. Respite care workers must receive at least once per year for a total of six hours. Date, content and duration of attendance must be documented in the staff personnel records.

(m) The level of training required is dependent upon the level of care provided. If personal care is to be provided, the personal care standards must be met, and if home health aide service is to be provided, then the home health aide standards must be met.

(n) All respite workers must have the ability to read, write, and complete required reports.

(18) Transportation Services:

(a) Transportation service is measured in trips: one trip is defined as one, one-way trip measured from a point of origin to a destination. The following are two examples of measurement:

Example #1: Individual is taken from home to the doctor's office. 1 trip Client is taken from the doctor's office to the drug store. 1 trip Individual is taken from the drug store back home. 1 trip Total # trips this episode: 3

Example #2: Client is taken from home to rehab therapy. 1 trip Individual is taken from rehab therapy to the grocery store. 1 trip Client is taken from the grocery store to the drug store. 1 trip Individual is taken from the drug store back to the grocery store (forgot eggs). 1 trip Client is taken from the grocery store back home. 1 trip Total # trips this episode: 5

(b) Services will be provided on a demand/response basis. Except for emergencies, individuals must request services at least twenty-four hours in advance to facilitate efficient use of vehicles and staff.

(c) Existing state and federal transportation systems and equipment must be utilized before Community Care for Disabled Adults funds are used for transportation services.

(d) Services may be provided by ambulance, taxicab, common carrier, or provider vehicle.

(e) The agency or the vehicle owner must provide excess liability coverage.

(f) Transportation services will be provided only by persons having a valid Florida driver's license. If volunteers are used, they must have a valid driver's license. Drivers who transport clients on a regular basis in provider vehicles must have a valid Florida Chauffeurs license.

(g) When transporting one or two individuals, a driver may act as an escort provided that the case manager determines that the client cannot be left alone while receiving the services, and the individual's needs will not interfere with the driver's ability to safely control the vehicle. In such instances, only one or the other may be counted in units of service; transportation trips or escort hours.

(h) If the client requires supervision while in the vehicle, which the driver cannot provide, a staff person other than the driver must provide the required supervision.

(i) Transportation providers must adhere to the following standards:

1. Provide services in compliance with federal, state and local rules and regulations issued by the Department.

2. Document that staff personnel and volunteers are fully trained to provide the services offered by the transportation program.

3. Community Care for Disabled Adults funds may not be used to purchase vehicles.

4. Document that all drivers who transport individuals on a regular basis in provider vehicles have:

a. A valid State of Florida Chauffeur License;

b. Minimum of one year driving experience with vehicles similar to those to be operated for the provider;

c. A safe driving record acceptable for insurance coverage;

d. Successfully completed an American Red Cross or similar program.

5. Document that volunteers who drive privately owned automobiles to transport clients meet the minimum requirements set forth in CFOP 125-1, Community Resources/Volunteer Management.

6. Obtain and maintain minimum vehicle insurance coverage on all provider owned or leased vehicles in accordance with the Division of Risk Management.

7. All unusual incidents, accidents or problems must be reported to proper authorities and investigated by supervisory staff and records maintained.

(j) A total of 10 hours of pre-service training is required for contract service providers and Department of Children and Families staff. If staff or volunteers have received prior equivalent training, it can be substituted for parts of or this entire requirement. The following topics should be included in the training:

1. Interpersonal relationships;

2. Operation of vehicle and equipment;

3. Accident and emergency procedures in the event something may happen to the individual while being transported; and;

4. Community Care for Disabled Adults program and purpose.

(k) Contract service staff providing medical transportation must be scheduled regularly for in-service training to augment or refresh knowledge in any of the above listed areas. A minimum of six hours must be scheduled per year, with the date, content and duration of attendance documented in the agency and staff records.

Specific Authority 410.606 FS. Law Implemented 410.601-606 FS. History--New _____.

65C-2.004 Universal Service Scope Standards.

(1) The following is a list of the requirements common to all Community Care for Disabled Adults services and all contracted and departmental direct service personnel (inclusive of case managers) responsible for delivering those services:

(a) All client information is confidential and will only be disclosed with the written consent of the individual or guardian. Providers must establish in-house procedures to protect confidentiality of client information and to obtain the individual's informed consent prior to release of confidential information.

(b) Persons and/or agencies providing services will:

1. Develop training curriculums for pre-service and in service training as required by Operating Procedure policy;

2. Be licensed if required and not exempt;

3. Be registered if required;

4. Have criminal and/or abuse background checks if required;

5. Comply with continuing education requirements;

6. Obtain any required state or local permit;

7. Meet building codes and standards;

8. Obtain any required insurance; and,

9. Deliver services only to clients living in a private residence.

(c) All paid and volunteer staff in direct contact with clients will:

1. Only handle the client's money if required by the service provided;

2. Not disclose confidential information; and,

3. Not accept monetary or tangible gifts from clients.

(d) Providers will incorporate the use of volunteers and other community resources whenever possible.

(e) Providers will assure that services are delivered efficiently by coordinating with other agencies to obtain appropriate services.

(f) Providers will establish procedures to recruit, train, schedule, and evaluate both paid and volunteer staff and the completion of each of these procedures by individual staff will be documented in provider or personnel records.

(g) Paid staff and volunteers who have direct contact with clients will participate in a basic orientation called pre-service training before providing services on a regular basis. This training must be completed within 6 weeks of hire. Training of provider staff will be developed and administered by the provider agency. Training will consist of a minimum of 6 hours and will cover the following topics:

1. Overview of prevalent disabilities served by the Community Care for Disabled Adults program and the medical and psychological aspects of those disabilities;

2. Overview of the Community Care for Disabled Adults program, its purpose, philosophy, policies and procedures;

3. Overview of the Adult Services Network;

4. Interviewing techniques to be used with disabled adults;

5. Abuse, neglect, exploitation and incident reporting;

6. Local agency procedures and protocols;

7. Client confidentiality;

8. Safety and home accident prevention;

9. Emergency procedures to follow in the event of a crisis during the course of service delivery; and,

10. The use of assessment instruments, development of care plans, and record-keeping procedures.

(h) Both provider and district office staff will update their respective training curriculums and provide in-service training annually to their direct service staff.

(i) Provider and District Office staff will update their pre-service training curriculums and additionally provide a minimum of three hours annual in-service training to all direct service staff on the same curriculum topics developed for the pre-service training.

(j) Only persons who have completed 6 hours of the Community Care for Disabled Adults pre-service training and have one full year of Community Care for Disabled Adults case management experience will be qualified to deliver training to new direct service staff recruits.

(k) The district may negotiate with the provider all required training methods and training materials in the provider contract or the district may allow the training methods and materials to be determined by the provider.

(2) The following restrictions are applicable to service delivery and billing of all approved Community Care for Disabled Adults services:

(a) Travel time to and from the client's home, except for case management, is not counted in units of service unless travel time is specifically included as part of the service as documented in CFOP 140-8, Chapter 2; and,

(b) All sources of federal, state or insurance funds (excluding local match) external to Community Care for Disabled Adults program funds must be exhausted prior to spending Community Care for Disabled Adults state general revenue funds for any approved Community Care for Disabled Adults service.

Specific Authority 410.606 FS. Law Implemented 410.601-606 FS. History--New _____.

65C-2.005 Provider Requirements.

(1) The contracting individual, agency and direct service staff responsibilities include:

(a) Coordinating services for physically or mentally disabled adults;

(b) Utilizing services provided by recipients of services in lieu of fees and contributions;

(c) Accepting contributions, gifts, and grants to implement and improve services;

(d) Demonstrating innovative approaches to program management, staff training, and service delivery that impact cost avoidance, cost effectiveness and program efficiency with prior approval from the contract manager;

(e) Following procedures established by the department for maintaining current waiting list data, prioritizing and processing applicants for services, and informing clients of Due Process procedures and rights appeals regarding denial, reduction or termination of services to clients and for appeals regarding contracts for services.

(2) All providers receiving Community Care for Disabled Adult funds shall provide services only to those persons who meet eligibility criteria as defined in Section 410.603(2), F.S. and only to the extent the funds are available. Persons who request services but are not eligible shall be referred to other agencies for possible assistance.

(3) Providers shall administer services as specified in their contract and maintain current service records on project participants and applicants placed on the Community Care for Disabled Adults Waiting List Log.

(4) Contracts between the district and service providers shall follow departmental contracting procedures.

(5) Contracted providers must furnish written documentation that their agency will provide a minimum of 10 percent of the funding necessary to support the program. Cash or in-kind resources may be used to meet this matching requirement.

(6) The department shall ensure that all service providers use volunteers to the fullest extent possible in the provision of services and in all aspects of program operations. Agencies utilizing volunteers shall provide training, supervision and a negotiated liability insurance package.

(7) All agencies receiving Community Care for Disabled Adult funds shall maintain individual client fiscal and program records and provide reports as required by the department at least on a quarterly basis. Client records shall be maintained in a confidential manner.

(8) Any changes in program objectives, staffing or other information as stipulated in the contract shall be presented, in writing, to the contract manager for approval prior to the implementation of the change. Whenever a change is required which will affect the original budgeted amount of any cost category or individual salary such needed change shall require prior approval from the contract manager. The contract manager may approve modifications to the contract if the requested changes will not result in a detrimental effect on clients or the provision of services.

Specific Authority 410.606 FS. Law implemented 410.604-.605 FS. History--New 1-24-89, Amended 6-24-96, _____.

65C-2.009 Vouchers and Purchase Orders

(1) The legislature has granted authority in statute for the department to negotiate, enter into, and execute purchases, contracts and agreements for Community Care for Disabled Adults services. Section 410.602, F.S., states that the department is to encourage innovative and efficient approaches to program management and service delivery.

(2) When the frequency, volume or supplier of services can not be predetermined and cost uncertainty exists, districts may elect to purchase Community Care for Disabled Adults service(s) by means of purchase order or voucher.

(3) According to subsection 287.057(3)(f), F.S., program service purchases which total, on a completed project cost basis, less than \$25,000 do not require the use of the competitive procurement process.

(4) A purchase order establishes a legal contract between the department and the vendor for an encumbrance upon the department for service/goods delivered by the vendor. It is used when the service/goods being purchased will be needed on an ongoing basis.

(5) A copy of the programmatic client service authorization form, must be attached to each purchase requisition, which is the first step of an official purchase order.

(6) The authorized departmental delegate must determine that for each requisition:

(a) A logical and justifiable choice has been made with regard to price, quality, quantity and delivery; and,

(b) That funds are available to cover the cost of the purchase.

(7) A voucher represents a negotiated payment owed by the department to the vendor for prior authorized service/goods delivered by the vendor.

(8) Vouchers are to be only used for unexpected, one-time purchases.

(9) Payments for the purchase of goods or services will only be approved when there is reasonable assurance that the commodity or service has been delivered as specified on the client service authorization form and received in an acceptable condition by the eligible client for whom it was intended.

(10) Each district reviewing or approving invoices for payment is responsible for developing and implementing procedures to provide for the timely processing of vendor invoices.

(11) CFOP 140-8 establishes the acceptable guidelines for payment procedures for CCDA voucher invoices. These guidelines include that:

(a) District vouchering procedures must begin with the stages of vendor selection, and delineate all accounting processes from district voucher review and approval through submitting vouchers to the State Comptroller who in return disperses state warrants (cash) to the vendor.

(b) Invoices created by the district must include, minimally, all informational fields as contained on the departmentally provided invoice form.

(12) The District Program Office may approve for payment only those invoices that show, through verification of an approved method, that the vendor and unit of service was priory authorized, the goods/service has been delivered and that an eligible client has received the goods/services.

(13) The case manager must validate that the services being billed for are the services listed on the client service authorization form and that the vendor billing for those services has received prior authorization to bill for the services. The case manager will review:

(a) The client service authorization form – The case manager must verify that the units of service delivered are only the units identified in the client service authorization form and are designed to meet the care plan needs of the client.

(b) Supporting documentation – The case manager must review the reference file of vendors for supporting documentation of: selected vendor's original bid (showing service/good being purchased and the cost per unit) and related correspondence validating selection of said vendor; an objective record of past vendor experiences with the selected vendor; all vendors contacted for estimates for this service/goods and their quotations; any controversial bid awards and justification for selection of said vendor; and examples of prior vendor approvals for comparable goods/services.

(14) The following district authority levels shall review all CCDA invoices prior to authorization of payment:

(a) Human Service Counselor III (case manager); and

(b) Program Operations Administrator and/or Program Administrator; and, if applicable,

(c) Regional Processing Center in Tallahassee.

(15) The reviewing authorities must sign a review sheet attesting that:

(a) Each unit of service delivered by the vendor was delivered according to departmental standards of service delivery; and.

(b) The client accepted and received the good(s) or service(s) being billed for.

(16) Authorization for payment may not be made based exclusively on a vendor's monthly statement or other summary of amounts.

(17) The district office will distribute and retain on file, copies of the signed and approved CCDA voucher for vendor payment at the:

(a) Office of Accounting;

(b) State Comptroller's Office;

(c) Vendor facility; and,

(d) District Unit Office.

(18) All CCDA vouchers for payment must meet departmental voucher specifications per CFOP 75-2.

Specific Authority 410.606 FS. Law Implemented 410.601-606 FS. History–New _____.

Section II Proposed Rules

DEPARTMENT OF EDUCATION

State Board of Education

RULE TITLE:

RULE NO.:

Comprehensive Management
Information System

6A-1.0014

PURPOSE AND EFFECT: The purpose of this rule amendment is to revise existing requirements of the statewide management information system in order to implement changes recommended by school districts and to make changes in state reporting and local recordkeeping procedures for state and/or federal programs. The effect is to maintain compatibility among state and local information systems components. The statewide comprehensive management information system provides the data on which the measurement of school improvement and accountability is based.

SUMMARY: This rule is amended to address changes in requirements for the statewide comprehensive management information system.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of the notice.

SPECIFIC AUTHORITY: 120.53(1)(b), 1001.02(1), 1008.385(3) FS.

LAW IMPLEMENTED: 1002.22(3)(d)3., 1008.385(2), 1010.305(3), 1001.23 FS.

A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 8:30 a.m., April 15, 2003

PLACE: 325 West Gaines Street, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Lavan Dukes, Department of Education, 325 West Gaines Street, Room 852, Tallahassee, Florida 32399-0400, (850)487-2280

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-1.0014 Comprehensive Management Information System.

(1) No change.

(2) The data elements, procedures and timelines for state reporting, local recordkeeping and statewide records transfer to be implemented by each school district and the Department within its automated information system component as prescribed in the publications entitled "DOE Information Data Base Requirements: Volume I—Automated Student Information System, 2002 2000" "DOE Information Data Base Requirements: Volume II—Automated Staff Information System, 2002 2000," and "DOE Information Data Base Requirements: Volume III—Automated Finance Information System, 1995." These publications which include the Department procedures for the security, privacy, and retention of school district student and staff records collected and maintained at the state level are hereby incorporated by reference and made a part of this rule. Copies of these publications may be obtained from the Education Information and Accountability Services Section, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399, at a cost to be established by the Commissioner not to exceed actual cost.

Specific Authority 120.53(1)(b), 1001.02(1), 1008.385(3) 229.053(+) FS. Law Implemented 1001.23, 1002.22(3)(d)3., 1008.385(2), 1010.305(3) 228.093(3)(d)3., 229.555(2), 229.565(3), 229.781 FS. History—New 2-19-87, Amended 12-21-87, 12-13-88, 3-25-90, 3-24-91, 3-17-92, 12-23-92, 2-16-94, 3-21-95, 7-4-96, 5-19-97, 10-13-98, 10-17-00, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Lavan Dukes, Information Accountability, Department of Education

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Jay Pfeiffer, Education Information and Accountability, Department of Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 20, 2002

DATE NOTICE OF PROPOSED DEVELOPMENT PUBLISHED IN FAW: August 23, 2002

DEPARTMENT OF EDUCATION

State Board of Education

RULE TITLE: Alternative Standardized Reading Assessment

RULE NO.: 6A-1.094221

PURPOSE AND EFFECT: The purpose of this new rule is to provide an alternative standardized reading assessment for the good cause exemption for student promotion under Section 1008.25(6)(b), Florida Statutes. The effect of the rule will be that students who fail to pass the grade three Reading FCAT may still be promoted to grade four if they are able achieve a certain score on a specified portion of the FCAT or on the SAT-9.

SUMMARY: This rule provides an alternative standardized reading assessment for the good cause exemption for student promotion under Section 1008.25(6)(b), Florida Statutes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of the notice.

SPECIFIC AUTHORITY: 1008.25(8)(b) FS.

LAW IMPLEMENTED: 1008.25(6)(b)3. FS.

A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 8:30 a.m., April 15, 2003

PLACE: Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Christy Hovanetz, Just Read, Florida!, Department of Education, 325 West Gaines Street, Suite 1402, Tallahassee, Florida 32399, (850)921-9969

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-1.094221 Alternative Standardized Reading Assessment.

(1) Pursuant to Section 1008.25(6), Florida Statutes, relating to the statewide public school student progression law eliminating social promotion, students who score at Level 1 on the grade three reading FCAT may be promoted to grade four if the student demonstrates an acceptable level of performance on the Norm Referenced Test (NRT) portion of the FCAT or the SAT-9 alternative assessment.

(2) The acceptable levels of performance on the alternative assessments for grade three for the 2002-2003 school year are as follows:

(a) To promote a student using the grade three reading NRT portion of the FCAT as an alternative assessment good cause exemption, the grade three student scoring at Level 1 Reading FCAT must score at or above the 51st percentile on the grade three reading NRT portion of the FCAT.

(b) To promote a student using the SAT-9 as an alternative assessment good cause exemption, the grade three student scoring at Level 1 Reading FCAT must score at or above the 51st percentile on a parallel form of the SAT-9. The SAT-9 may only be administered one (1) time.

(3) The earliest the alternative assessment may be administered for student promotion purposes is following the receipt of the grade three student reading FCAT scores or during the last two (2) weeks of school, whichever occurs first.

Specific Authority 1008.25(8)(b) FS. Law implemented 1008.25(6)(b)3. FS. History--New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Christy Hovanetz, Just Read, Florida!, Department of Education

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Mary Laura Openshaw, Director, Just Read, Florida!, Department of Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 12, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 20, 2002

DEPARTMENT OF EDUCATION

State Board of Education

RULE TITLE: Financial Records and Reports RULE NO.: 6A-14.072

PURPOSE AND EFFECT: The purpose is to prescribe the data and procedures to be used to maintain financial records in a consistent manner at the 28 community colleges. The effect is to ensure the financial records at the 28 community colleges and data shown on financial reports will be comparable throughout the Community College System.

SUMMARY: The current rule requires each community college to keep financial records in accordance with the 2001 Accounting Manual for Florida's Public Community Colleges. The proposed rule amendment would require the records to be kept in accordance with the 2002 Manual.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 1001.02(1),(9), 1001.03(9) FS.

LAW IMPLEMENTED: 1001.02(9), 1001.03(9) FS.

A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 8:30 a.m., April 15, 2003

PLACE: 325 West Gaines Street, Tallahassee, Florida 32399-0400

Requests for information regarding the proposed rule amendment should be addressed to: Wayne V. Pierson, Agency Clerk, Department of Education, 325 West Gaines Street, Room 1214, Tallahassee, Florida 32399-0400.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: J. David Armstrong, Jr., Chancellor, Division of Community Colleges, 325 West Gaines Street, Room 1314, Tallahassee, FL 32399-0400

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-14.072 Financial Records and Reports.

(1) Each community college shall keep financial records according to the Department of Education publication, "Accounting Manual for Florida's Public Community Colleges, 2002 2001," incorporated herein by reference. Copies may be obtained from the Division of Community Colleges, Department of Education, Tallahassee, Florida 32399-0400.

(2) Enrollment related financial records shall be kept for all instruction so as to facilitate verification, confirmation, and comparison.

(3) If financial reports are not received from a community college when due, the State Board of Education Community Colleges may withhold apportionments of state funds to the college until the reports are received.

Specific Authority 1001.02(1),(9) 229.053(4), 1001.03(9) 240.325 FS. Law Implemented 1001.02(9), 1001.03(9) 240.325 FS. History--Formerly 6A-8.11, Repromulgated 12-19-74, Amended 12-26-77, 7-2-79, 5-14-85, Formerly 6A-14.72, Amended 11-12-91, 7-7-92, 2-16-94, 12-18-94, 11-27-95, 11-13-96, 12-9-97, 5-18-99, 2-29-00, 7-30-01, _____. Cf. Accounting Manual for Florida's Public Community Colleges

NAME OF PERSON ORIGINATING PROPOSED RULE: Edward L. Cisek, Vice Chancellor for Financial Policy

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: J. David Armstrong Jr., Chancellor

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 21, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 27, 2002

DEPARTMENT OF COMMUNITY AFFAIRS

Florida Building Commission

RULE CHAPTER TITLE: Product Approval RULE CHAPTER NO.: 9B-72

RULE TITLES: Definitions RULE NOS.: 9B-72.010

Local Product Approval Generally 9B-72.030

Product Evaluation and Quality Assurance for Local Approval 9B-72.040

Validation of Evaluation for Local Approval 9B-72.045

Product Approval by Local Jurisdiction 9B-72.050

Optional Statewide Approval Generally 9B-72.060

Product Evaluation and Quality Assurance for Optional Statewide Approval	9B-72.070
Product Approval by the Commission	9B-72.090
Approval of Product Evaluation Entities, Product Validation Entities, Testing Laboratories, Certification Agencies, Quality Assurance Agencies and Accreditation Bodies	9B-72.100
Forms	9B-72.130

PURPOSE, EFFECT AND SUMMARY: This series of amendments to Rule Chapter 9B-72, F.A.C., reflect the culmination of the Florida Building Commission’s effort to reach consensus on a statewide system of product approval to govern the evaluation of construction products, methods and techniques in relation to the standards of the Florida Building Code. The amendments attempt to reconcile concerns for cost and delay imposed by the system and public safety issues inherent in product approval; specifically, the amendments provide additional definitions for clarity of the rule, limit the procedure prescribed within the rule to approval of identified products at the state and local level, enable bulk submittals of applications for product approval, require a maintenance fee for product approvals and allow groupings of products defined as “subcategories” to be the basis for each product approval and fee.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 553.842(1) FS.

LAW IMPLEMENTED: 553.842(1), (5), (6), (8) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

TIME AND DATE: 9:30 a.m., April 8, 2003

PLACE: Rosen Plaza Hotel, 9700 International Drive, Orlando, Florida

Any person requiring special accommodations at the workshop because of a disability or physical impairment should contact Ila Jones, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)487-1824, at least seven days before the date of the workshop. If you are hearing or speech impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System, which can be reached at 1(800)955-8770 (voice) or 1(800)955-9771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Ila Jones, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)922-6091

THE FULL TEXT OF THE PROPOSED RULES IS:

9B-72.010 Definitions.

The following terms have the meanings indicated.

(1) through (7) No change.

(8) Category of products means the type of products identified in Rule 9B-72.060, F.A.C.

(8) through (17) renumbered (9) through (18) No change.

(19)(18) Labeled means devices, equipment or materials to which have been affixed a label, seal, symbol or other identifying mark of a nationally recognized testing laboratory, inspection agency or other organization concerned with product evaluation that maintains periodic inspection of the production of the above labeled items and by whose label the manufacturer attests to compliance with applicable nationally recognized standards. ~~Products to which a label, seal or symbol cannot be directly affixed shall be labeled by affixing the label, seal or symbol to both its primary and aggregate packaging.~~

(20)(19) No change.

(21) Material means the elements, constituents, or substances of which something is composed or can be made.

(20) through (26) renumbered (22) through (28) No change.

(29) Sub-category of product means a specific functionality:

(a) For exterior doors: roll-up, sectional, sliding, swinging, automatic, or other;

(b) For windows: awning, casement, dual action, double hung, single hung, fixed, horizontal slider, projected, pass through, mullions, wind breaker or other;

(c) For panel walls: siding, soffits, exterior insulation finish system (EIFS), storefronts, curtain walls, wall louver, glass block, membrane, greenhouse, or other;

(d) For roofing products: built up roofing, modified bitumen roof system, single ply roof systems, spray applied polyurethane roof system, roofing fasteners, roofing insulation, asphalt shingles, wood shingles and shakes, roofing slate, roof tile adhesives, cements-adhesives-coatings, liquid applied roof systems, underlayments, non-structural metal roofing, roofing tiles, waterproofing, or other;

(e) For shutters: accordion, Bahama, storm panels, colonial, roll-up, equipments, or other;

(f) For skylights: skylight or other;

(g) For structural components: truss plates, wood connectors, anchors, coolers-freezers, sheds, concrete admixtures, insulation forms, engineered lumber, material, plastics, wall, deck-roof, railing, or other; and

(h) For other products as applicable.

(27) through (33) renumbered (30) through (33) No change.

Specific Authority 553.842(1) FS. Law Implemented 553.842(1) FS. History—New 5-5-02, Amended _____.

9B-72.030 Local Product Approval Generally.

All products are subject to approval by the authority having jurisdiction or building official. Products listed in subsections 9B-72.060(1)-(8), F.A.C., and revisions to an existing product approval shall be approved according to the provisions of this rule. Approval requires evaluation of product compliance with the Code by a method listed in Rule 9B-72.040, F.A.C., and validation of the evaluation as required by Rule 9B-72.045, F.A.C. Validation shall be by the authority having jurisdiction.

Specific Authority 553.842(1) FS. Law Implemented 553.842(5), (6), (8) FS. History—New 5-5-02, Amended _____.

9B-72.040 Product Evaluation and Quality Assurance for Local Approval.

(1) ~~Compliance can be demonstrated through one of the methods established in subsections 9B-72.040(2)-(4), F.A.C. Local approval of products listed in subsections 9B-72.060(1)-(8), F.A.C., shall be demonstrated through the appropriate method of subsections 9B-72.040(2) or (3), must be evaluated by the methods in subsections 9B-72.040(3)-(4), F.A.C., except:~~

(a) through (b) No change.

~~(2) Method 1. Products, except as provided in subsection 9B-72.040(1), F.A.C., which are specifically addressed in the code through prescriptive provisions, may be approved for use in accordance with the building plan review and inspection process.~~

~~(2)(3) Method 1 2. Products specifically addressed in the code through performance criteria and standardized testing or comparative or rational analysis methods, which cannot be approved through subsection 9B-72.040(2), F.A.C., shall demonstrate compliance with the Code through one of the following:~~

(a) No change.

(b) A test report from an approved testing laboratory, which identifies which products are covered by the test report and provides verifiable documentation indicating the product tested complies with the standards referenced in the Code ~~and the product is manufactured under a quality assurance program audited by an approved quality assurance entity.~~

(c) An evaluation report from an approved product evaluation entity that covers the subject product and, based upon testing or comparative or rational analysis, or a combination thereof, indicates that the product was evaluated

to be in compliance with the intent of the Code ~~and the product is manufactured under a quality assurance program audited by an approved quality assurance entity~~ and that the product is, for the purpose intended, at least equivalent to that required by the Code.

(d) An evaluation report from a Florida Registered Architect or a Florida Professional Engineer developed and signed and sealed, based upon testing or comparative or rational analysis, or a combination thereof which provides verifiable documentation indicating the product was evaluated to be in compliance with the Code and that the product is, for the purpose intended, at least equivalent to that required by the Code ~~and is manufactured under a quality assurance program audited by an approved quality assurance entity.~~

~~(3)(4) Method 2 3. Products for which there are no specific standardized tests or comparative or rational analysis methods of evaluation established as required by the Code shall demonstrate compliance with the intent of the Code through one of the following:~~

(a) An evaluation report from an approved product evaluation entity that covers the subject product based on testing or comparative or rational analysis, or combination thereof, which provides verifiable documentation indicating the product was evaluated to be in compliance with the intent of the Code and the product is, for the purpose intended, at least equivalent to that required by the Code ~~and is manufactured under a quality assurance program audited by an approved quality assurance entity.~~

(b) An evaluation report from a Florida Registered Architect or a Florida Professional Engineer developed and signed and sealed, based upon testing or comparative or rational analysis, or combination thereof which provides verifiable documentation indicating the product was evaluated to be in compliance with the Code and that the product is, for the purpose intended, at least equivalent to that required by the Code ~~and is manufactured under a quality assurance program audited by an approved quality assurance entity.~~

~~(4) Products listed in subsections 9B-72.060(1)-(8), F.A.C., shall be manufactured under a quality assurance program audited by an approved quality assurance entity:~~

~~(5) Evaluation Report and Test Report Documentation Requirements.~~

All evaluation reports required in subsections 9B-72.040~~(2)(3)(c) and (d) and (3)(4)(a) and (b)~~, F.A.C., shall contain the information listed below. Design drawings submitted for permitting purposes are not an evaluation report and do not require this information.

(a) Name ~~and~~, address ~~and phone number~~ of the manufacturer, and the approved evaluation entity or approved testing laboratory.

(b) through (h) No change.

(6) The following information documents shall be provided in a listing or on a label for products submitted for approval from certification agencies of listed products or products bearing a certification mark or an approved certification agency as complying with the standards established by the Code.

(a) Name and, address and phone number of manufacturer and certification agency.

(b) through (d) No change.

(c) Indication of the standard the product was tested to.

(d) Performance level of the product and conditions or limitations of use.

Specific Authority 553.842(1) FS. Law Implemented 553.842(5), (6), (8) FS. History—New 5-5-02, Amended.

9B-72.045 Validation of Evaluation for Local Approval.

Validation of compliance with the Code for products subject to subsections 9B-72.040(2) and (3), F.A.C., shall be performed by the authority having jurisdiction or building official approved validation entities through the following steps:

(1) through (2) No change.

~~(3) Certification of the building official that the documentation submitted for the product indicates the product complies with the Code.~~

Specific Authority 553.842(1) FS. Law Implemented 553.842(5), (6), (8) FS. History—New 5-5-02, Amended.

9B-72.050 Product Approval By Local Jurisdiction.

Approval of a product for local use shall be performed by the building code official or his/her designee by verifying that the product complies with the Code in accordance with Rule 9B-72.040, F.A.C.

(1) The authority having jurisdiction or building official shall validate the method of compliance pursuant to section Rule 9B-72.040 ~~9B-72.030~~, F.A.C.

(2) Upon acceptance of required documentation pursuant to subsection 9B-72.040(5), F.A.C., the authority having jurisdiction or building official may deem the product approved for use in accordance with its approval and limitation of use.

(3) Approval shall be valid until such time as the product changes, decreasing the product's performance significantly or the standards of the Code change or the approval is otherwise suspended or revoked. Changes to the Code shall not be construed as voiding the approval of products previously installed in existing buildings provided such products met building code requirements at the time the product was installed.

(4) Manufacturer shall notify the authority having jurisdiction or the building official when the quality assurance requirements of subsection 9B-72.040(4), F.A.C., are no longer in place.

Specific Authority 553.842(1) FS. Law Implemented 553.842(8) FS. History—New 5-5-02, Amended.

9B-72.060 Optional Statewide Approval Generally.

Statewide approval of products or revisions to existing statewide product approvals requires evaluation of product compliance with the Code by a method listed in Rule 9B-72.070, F.A.C., validation of the evaluation as required by Rule 9B-72.080, F.A.C., and approval per Rule 9B-72.090, F.A.C. Validation of compliance with the Code shall be performed by approved Validation Entities. Approval shall be performed by the Commission. All products used in construction covered by the Code shall comply with the provisions or standards contained therein or with the intent of the Code. Approval by the Commission for statewide use shall be limited to the following categories of products:

(1) through (7) No change.

(8) Products comprising a building's envelope introduced as a result of new technology ~~or those of a type that have not previously been used in the State of Florida.~~

Specific Authority 553.842(1) FS. Law Implemented 553.842(6) FS. History—New 5-5-02, Amended.

9B-72.070 Product Evaluation and Quality Assurance for Optional Statewide Approval.

(1) Method 1. Products specifically addressed in the code through performance criteria and standardized testing or comparative or rational analysis methods, which cannot be approved through the plan review and inspection process, shall demonstrate compliance with the Code through one of the following:

(a) No change.

(b) A test report from an approved testing laboratory, which identifies which products are covered by the test report and provides verifiable documentation indicating the product tested complies with the Code ~~and the product is manufactured under a quality assurance program audited by an approved quality assurance entity.~~

(c) An evaluation report from an approved product evaluation entity that covers the subject product and, based upon testing or comparative or rational analysis, or a combination thereof, indicates that the product was evaluated to be in compliance with the intent of the Code ~~and the product is manufactured under a quality assurance program audited by an approved quality assurance entity~~ and that the product is, for the purpose intended, at least equivalent to that required by the Code.

(d) An evaluation report from a Florida Registered Architect or a Florida Professional Engineer developed and signed and sealed, based upon testing or comparative or rational analysis, or a combination thereof and indicates that the product was evaluated to be in compliance with the intent of the Code ~~and the product is manufactured under a quality assurance program audited by an approved quality assurance entity~~ and that the product is, for the purpose intended, at least equivalent to that required by the Code.

(2) Method 2. Products for which there are no specific standardized tests or comparative or rational analysis methods of evaluation established as required by the Code shall demonstrate compliance with the intent of the Code through one of the following:

(a) An evaluation report from an approved product evaluation entity and provides verifiable documentation indicating the product complies with the Code ~~and the product is manufactured under a quality assurance program audited by an approved quality assurance entity.~~

(b) An evaluation report from a Florida Registered Architect or a Florida Professional Engineer based on testing or comparative or rational analysis or combination thereof, which provides verifiable documentation indicating the product complies with the Code ~~and the product is manufactured under a quality assurance program audited by an approved quality assurance entity.~~

(3) Products listed in subsections 9B-72.060(1)-(8), F.A.C., shall be manufactured under a quality assurance program audited by an approved quality assurance entity:

~~(4)(3)~~ No change.

(a) Name ~~and~~; address ~~and phone number~~ of the manufacturer, evaluation entity, engineer or architect or testing laboratory.

(b) through (f) No change.

(g) Certification of independence in conformance with Rule 9B-72.110, F.A.C.

(h) No change.

~~(5)(4)~~ The following documents shall be submitted for approval of listed products or products bearing a certification mark or an approved certification agency as complying with the standards established by the Code:

(a) Name ~~and~~; address ~~and phone number~~ of manufacturer and certification agency;

(b) through (d) No change.

Specific Authority 553.842(1) FS. Law Implemented 553.842(6) FS. History--New 5-5-02, Amended.

9B-72.090 Product Approval by the Commission.

(1) Approval of a product for statewide use shall be performed by the Commission through the following steps:

(a) through (c) No change.

(d) Approval shall be valid until such time as the product changes, decreasing the product's performance significantly or the standards or provisions of the Code affecting the product change or the approval is otherwise suspended or revoked. Changes to the Code shall not be construed as voiding the approval of products previously installed in existing buildings provided such products met building code requirements at the time the product was installed.

(e) Product approval is void if the manufacturer fails to renew as required in paragraph 9B-72.090(2)(a), F.A.C.

(f) Manufacturer or the manufacturer's designee shall notify the Commission if it makes changes to the product which decrease the product's performance.

(g) Manufacturer shall notify the Commission when the quality assurance requirements of subsection 9B-72.070(3), F.A.C., are no longer in place.

(2) Fees for optional statewide approval of products.

(a) Fee for approval, Three Hundred Dollars (\$300.00) per sub category of product with renewal every two years. Renewal fee shall be \$50.00. The Commission shall review annually and adjust fees accordingly;

(b) through (c) No change.

(3) No change.

Specific Authority 553.842(1) FS. Law Implemented 553.842(1) FS. History--New 5-5-02, Amended.

9B-72.100 Approval of Product Evaluation Entities, Product Validation Entities, Testing Laboratories, Certification Agencies, Quality Assurance Agencies and Accreditation Bodies.

(1) through (2)(a) No change.

(b) An entity may be approved as a validation entity after applying to the Commission for approval. Applications must be submitted in accordance with subsection 9B-72.130(1), F.A.C., and subsection 9B-72.090(3), F.A.C., including a Certificate of Independence in accordance with Rule 9B-72.110, F.A.C., and fees submitted pursuant to subsection 9B-72.090(2), F.A.C. Application shall be made through the Building Codes Information System on the Internet and payment shall be by credit card. Validation by an approved testing laboratory acting as a validation entity shall be limited to the scope for which they are accredited.

(c) No change.

(3) Approved Testing Laboratory Criteria. Approval by the Commission is limited to the scope of accreditation established by approved accreditation entities.

(a) through (b) No change.

(c) Approvals shall be valid until such time as Commission approval requirements change, the testing laboratory no longer qualifies under current requirements, the accreditation expires or is removed or is both expired and removed or the approval is suspended or revoked.

(4) Approved Certification Agency Criteria. Approval by the Commission is limited to the scope of accreditation established by approved accreditation entities.

(a) through 4. No change.

(b) Certification Agencies shall apply to the Commission for approval by filing an application as provided by subsection Rule 9B-72.130(1), F.A.C., and Rule subsection 9B-72.090(3), F.A.C., including a Certificate of Independence in accordance with Rule 9B-72.110, F.A.C., and submitting fees pursuant to subsection 9B-72.090(2), F.A.C.

(c) Approvals shall be valid until such time as Commission approval requirements change, the certification agency no longer qualifies under current requirements, the accreditation expires or is removed or is both expired and removed or the approval is suspended or revoked.

(5) Approved Quality Assurance Agency Criteria. Approval by the Commission is limited to the scope of accreditation established by approved accreditation entities.

(a) An entity shall be approved by the Commission as a quality assurance agency if it complies with one of the following. Approval shall be limited to those procedures listed on the certificate of accreditation issued by the accreditation body. Architects and engineers licensed in this state are exempt from the requirements for independent audits of financial accounts and records required by ISO/IEC Guide TR 17020.

1. through (b) No change.

(c) Approvals shall be valid until such time as Commission approval requirements change, the quality assurance agency no longer qualifies under current requirements, the accreditation expires or is removed or is both expired and removed or the approval is suspended or revoked.

(d) Quality assurance agencies shall audit the quality assurance program of manufacturers and audit production quality of products. Auditing of a quality assurance programs shall be by one or more of the following methods: visits to manufacturing facilities, inspection of products at construction sites, inspection of products at a state distribution facilities or testing of regular production items. Such auditing shall be preformed at intervals not to exceed 12 months.

(6) Approved Accreditation Body Criteria.

(a) through (d) No change.

Specific Authority 553.842(9) FS. Law Implemented 553.842(9) FS. History--New 5-5-02, Amended _____.

9B-72.130 Forms.

The following forms are adopted for use in reference to the Product Evaluation and Approval System. Copies of these forms are available from the Department of Community Affairs, Codes and Standards Section, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399.

(1) Florida Building Commission, Application for Entity Approval, electronic version.

(2) Florida Building Commission, Application for Statewide Producty Approvals, electronic version.

(3) Validation Checklist for Optional Statewide Approval, electronic version.

(4) Florida Building Commission, Application for Local Product Approval, updated.

(5) Florida Building Commission, Validation Checklist for Local Product Approval, updated.

Specific Authority 553.842(1) FS. Law Implemented 553.842(1) FS. History--New 5-5-02, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Ila Jones, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)922-6091

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Shirley Collins, Director, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 4, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 22, 2002

DEPARTMENT OF TRANSPORTATION

RULE CHAPTER TITLE: Rules of Procedure – Decisions

RULE CHAPTER NO.:

Affecting Substantial Interests

14-6

RULE TITLE:

RULE NO.:

Final Orders

14-6.0011

PURPOSE AND EFFECT: Section 14-6.0011(2)(d), F.A.C., is amended to include a website address for reviewing Final Orders issued by the Department of Transportation.

SUMMARY: This is an editorial amendment to provide a website address where the Department of Transportation Final Orders can be viewed on the Internet.

SPECIFIC AUTHORITY: 120.53(1), 334.044(2) FS.

LAW IMPLEMENTED: 120.53(2) FS.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Cost has been prepared.

Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: James C. Myers, Management Analyst 4, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458

THE FULL TEXT OF THE PROPOSED RULE IS:

14-6.0011 Final Orders.

(1) No change.

(2) Public Inspection and Duplication.

(a) through (c) No change.

(d) Final orders required to be indexed under Section 120.53(1)(a)2.c., Florida Statutes, which are entered on or after July 1, 1998, will also be maintained, stored, and indexed on an

electronic database. Pursuant to Section 120.53(2)(a), Florida Statutes, the Department hereby designates the Municipal Code Corporation as its official reporter for creating the electronic database and indexing and preserving final orders therein. The electronic database will allow users to research and retrieve the full texts of agency final orders by using commonly used search terms and descriptive information about the orders, including major subject headings. The indexing system for the electronic database shall have fixed fields to ensure common usage of such terms by anyone who uses the system. The Department will maintain the electronic database and make it available for public use. The following website is available to view Final Orders issued by the Department: <http://www.mccimaging.com>. The public may utilize the electronic database by contacting the Clerk of Agency Proceedings at the address provided in Subsection (c).

(3) through (6) No change.

Specific Authority 120.53(1), 334.044(2) FS. Law Implemented 120.53(2) FS. History—New 4-6-93, Amended 2-20-96, 11-16-00, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Pamela S. Leslie, General Counsel

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Thomas F. Barry, Jr., P.E., Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 28, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 31, 2002

DEPARTMENT OF CORRECTIONS

RULE TITLE: Employee Grooming, Uniform and Clothing Requirements

RULE NO.:

33-208.101

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify requirements for the wearing of department identification badges and the wearing and maintenance of uniforms by specified security staff, and to correct staff titles responsible for evaluating requests for medical shaving exemptions.

SUMMARY: The proposed rule clarifies requirements for the wearing of department identification badges and the wearing and maintenance of uniforms by specified security staff, and corrects staff titles responsible for evaluating requests for medical shaving exemptions.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 20.315, 944.09 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Perri King Dale, Office of the General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-208.101 Employee Grooming, Uniform and Clothing Requirements.

(1) The following grooming standards shall apply to all Department of Corrections employees:

(a) through (k) No change.

(l) Identification cards.

1. Except as provided below, all employees shall wear the department issued ID card in a visible manner that will identify the individual at all times while on duty.

2. For security purposes when interacting with offenders, probation and parole field staff, including administrative and clerical support, are not required to wear the department issued ID card in a visible manner; however, they must be in possession of the department issued ID card for identification purposes while on duty.

(2) In addition to the standards set forth in (1), all male employees shall comply with the following grooming standards:

(a) through (d) No change.

(e) The only exception to the shaving policy shall be based on medical need. Any employee who cannot adhere to the shaving policy based on a medical diagnosis must provide a statement from a physician stating the medical condition, describing proposed treatment, and stating whether it is a temporary or permanent condition. If the physician indicates that it is a temporary condition and facial hair growth is prescribed, the physician's statement shall be forwarded through the chain of command for review, comment and recommendation to the appropriate director, Chief of Staff Assistant Secretary or Deputy Secretary. The Deputy Secretary, Chief of Staff or director Assistant Secretary may grant a temporary exemption to the shaving policy for medical reasons for a three to six month period. At the end of a period of temporary exemption, the employee shall be re-evaluated by his physician or a physician chosen by the department. Further temporary exemption periods of up to 12 months each may be granted under the foregoing criteria and procedures. If the physician states that the medical condition is permanent with no likelihood of improvement, a permanent exemption will be approved by the regional director, director of institutions assistant secretary, or deputy secretary. Facial hair in cases of exemption shall be neatly trimmed to 1/4 inch.

(3) The following are conditions and requirements for wearing department uniforms:

(a) through (c) No change.

(d) Employees are solely responsible for alterations to and the care of uniforms and clothing issued by the department. Instructions for care which are attached to each item of clothing should be followed. Unless specified otherwise, the laundering and cleaning of clothing items issued to employees is the responsibility of the employee. The laundering and cleaning of correctional officer class A, B, C, D, F, and G uniforms is the responsibility of the employee. The department shall be responsible for ~~the cleaning of the class E (battle dress utility) uniforms issued for deployment to correctional emergency response teams, confrontation control force, shotgun and chemical agent teams, and rapid response teams.~~ This but the cleaning shall not be performed at the institution. The other class E uniform issued for training purposes shall be maintained by the employee. Any items of department issued clothing, including correctional officer uniforms, which have been contaminated by blood or other body fluids shall be left at the institution to be laundered at an outside facility to prevent contamination outside the work area. All contaminated items shall be kept together apart from non-contaminated laundry and shall be clearly marked as contaminated for transmission to a professional laundering service. Contaminated items shall be placed in a water soluble bag and then placed in a yellow plastic bag labeled "Contaminated Linen" and sealed shut. Personnel handling the yellow bag during transport to the commercial laundry shall wear disposable latex gloves and shall inform personnel at the commercial laundry that the items in the bag are contaminated. Employees shall bear the cost of replacements of items lost or damaged due to improper use, care or maintenance of the item. Restitution is to be in the amount equal to the cost of the articles of clothing lost or damaged, or equal to the cost of replacement, whichever is less.

(e) through (k) No change.

(l) The following uniform accessories shall be provided by the correctional officer:

1. No change.

2. Boots (except for C.E.R.T. and Rapid Response Teams, Canine, Boot Camp staff, and extended day staff.

3. through 5. No change.

(4) The following provisions shall apply to employees in the positions of correctional officer colonel, correctional officer major, correctional officer captain, correctional officer lieutenant, correctional officer sergeant and correctional officer. For the purposes of this rule, "correctional officer" is used to refer to the individual position or the class which includes all of the above-listed positions.

(a) through (b) No change.

(c) Class C Uniform.

1. No change.

2. BDU trousers will be ~~bloused~~ military style and worn only with military jump style or lightweight law enforcement type boots supplied by the employee. The BDUs will not be worn with low cut shoes regardless of the class of uniform being worn.

3. No change.

(d) Class D Uniform.

1. through 3. No change.

4. BDU trousers will be ~~bloused~~ military style and worn only with military jump style or lightweight law enforcement type boots supplied by the employee. The BDUs will not be worn with low cut shoes.

5. No change.

(e) Class E Uniform.

1. The correctional officer class E uniform shall be issued only to C.E.R.T and Rapid Response Team (baton squads, ~~shotgun and munitions squads~~ chemical agent teams) members.

2. through 4. No change.

(f) Class F Uniform.

1. The Class F uniform shall be issued to tracking canine officers and shall consist of:

a. through k. No change.

1. ~~Black Snakebite~~ boots will be provided to K-9 program officers by the department. ~~The Brown snakebite boots will be provided only when black, khaki, or woodland camouflage design is not available.~~

2. through 4. No change.

(g) No change.

(h) The following items may be worn with the correctional officer uniform as defined below:

1. through 5. No change.

6. Correctional officer badges.

a. through h. No change.

i. Correctional officers shall be responsible for reimbursing the department for any issued badge which is lost, ~~or stolen,~~ or damaged outside the performance of duty.

j. through k. No change.

l. Correctional officers of any rank who are promoted, transferred, or otherwise relocated into a non-security position shall return their badges to the warden of the institution the staff member is departing. If an officer who is being promoted requests to keep the badge, he or she shall be allowed to do so upon reimbursement of the department of the cost of a replacement badge.

m. through n. No change.

7. Rank Insignias.

a. Sergeant pin for correctional officer sergeants shall be worn on the collar military style with Class A, B, C, F, and G uniforms only.

b. Gold colored lieutenant's bar for correctional officer lieutenants shall be worn on the collar military style with Class A, B, C, F, and G uniforms only.

c. Gold colored captain's bar for correctional officer captains shall be worn on the collar military style with Class A, B, C, F, and G uniforms only.

d. Gold colored major's insignia for correctional officer major shall be worn on the collar military style with Class A, B, C, F, and G uniforms only.

e. Gold colored colonel's insignia for correctional officer colonel shall be worn on the collar military style with Class A, B, C, F, and G uniforms only.

f. Rank insignia will not be worn on the polo type shirt.

8. Nameplate – gold or silver to match rank insignia, shall contain the employee's last name and first two initials (no rank abbreviation ~~optional~~) shall be worn above the right pocket with Class A, B, and C uniforms only. Replacement nameplates for name change, loss, normal wear and tear, or other damage outside the performance of normal duty will be the employee's responsibility.

9. Brown skirt for females can be substituted for trousers upon written authorization of the regional director of institutions following review of the officer's written request. The skirts will be the same fabric as the trousers with no stripe.

10. No change.

11. Service Pin. The department service pin is authorized to be worn above the nameplate with Class A, B, and C uniforms only.

12. No change.

13. Meritorious Service Pin.

a. The meritorious service pin (quality award) is worn over the right shirt pocket, one half inch above the nameplate, centered on the military crease (vertical fashion seam) with Class A, B, and C uniforms only.

b. through c. No change.

14. Emergency Response Team (E.R.T.) Pin.

a. No change.

b. The E.R.T. pin shall be worn evenly spaced between the bottom of the badge and one half inch above the top of the left shirt pocket, ~~and~~ centered on the military crease.

15. No change.

16. American Flag and Certified Public Manager (CPM) pins.

a. A small American flag pin is authorized to be worn with class A, B or C uniforms.

b. Graduates of the CPM course are authorized to wear the pin with class A, B or C uniforms.

c. These pins shall be displayed utilizing the formula outlined in sub-subparagraph (4)(h)13.c. above.

d. No other non-department issued pins are authorized for wear.

16. through 22. renumbered 17. through 23. No change.

24.23. Windbreakers. The brown department windbreaker with department emblem on the left chest is authorized to be worn with the class B, C, D, E, F, or G uniform. No other color

windbreaker is authorized for uniformed staff. Additionally, non-uniformed staff are authorized to wear a brown or black department windbreaker.

(i) No change.

(5) through (10) No change.

Specific Authority 944.09 FS. Law Implemented 20.315, 944.09 FS. History-- New 2-27-85, Amended 6-19-85, Formerly 33-4.07, Amended 3-6-88, 8-15-89, 2-12-91, 10-13-91, 4-19-98, 12-7-98, Formerly 33-4.007, Amended 10-5-99, 3-21-00, 12-18-00, 4-30-02, 2-20-03, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jerry Vaughan

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: James V. Crosby, Jr.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 25, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 20, 2002

DEPARTMENT OF CORRECTIONS

RULE TITLE: Use of Committed Name

RULE NO.: 33-603.101

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify the process for determining the name that will be used as an inmate's official identification throughout his or her incarceration.

SUMMARY: The proposed rule clarifies that the name that will be used as an inmate's official identification throughout his or her incarceration is obtained from the information or indictment page of the commitment package, not from the uniform commitment to custody cover sheet.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 20.315, 944.09 FS.

LAW IMPLEMENTED: 944.09 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Perri King Dale, Office of the General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-603.101 Use of Committed Name.

(1)(a) In order to avoid conflicts in mailing and visiting privileges, as well as to assist inmates in making bank and canteen transactions and ensure timely delivery of legal documents, and to provide staff with a consistent means of

inmate identification for security and daily institutional operation purposes, each inmate shall be recognized by the department under the name on the initial commitment under which the inmate was received. The committed name shall be obtained from the information or indictment page of the commitment package, not from the uniform commitment to custody cover sheet. For multiple cases imposed on the same date, the committed name is the name listed on the earliest chronological case. This name shall be the inmate's official identification throughout the continuous incarceration of the inmate on that sentence or combined sentences and must be included on any official document sent or received by the inmate except as provided in (3) below.

(b) through (4) No change.

Specific Authority 20.315, 944.09 FS. Law Implemented 944.09 FS. History--New 9-30-93, Formerly 33-6.012, Amended 4-29-02, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Jerry Vaughan
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: C. George Denman
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 24, 2003
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 7, 2003

LAND AND WATER ADJUDICATORY COMMISSION

Tuscany Community Development District

RULE CHAPTER TITLE: Tuscany Community
RULE CHAPTER NO.: 42GG-1

Development District
RULE TITLES: Establishment
Boundary
Supervisors
RULE NOS.: 42GG-1.001
42GG-1.002
42GG-1.003

PURPOSE, EFFECT AND SUMMARY: The purpose of this proposed rule is to establish a community development district (CDD), the Tuscany Community Development District ("District"), pursuant to Chapter 190, F.S. The petition to establish the District, filed by Beverly Hills Development Corporation, requests that the Commission establish by rule the Tuscany CDD. The land to be served by the District consists of two parcels of unimproved property in Citrus County. One parcel consists of approximately 951.14 acres located in the existing Beverly Hills Development of Regional Impact (DRI) and the other parcel consists of 560 acres located outside the Beverly Hills DRI for a total of 1,511.14 acres. The Petitioner has written consent to establish the District from the owner of 100% of the real property located within the proposed District. The proposed District is designed to provide community infrastructure, services, and facilities along with

certain ongoing operations and maintenance. The development plan for the proposed lands within the District includes the construction of approximately 3,000 single family units within the DRI portion of the property, 1,120 low density residential units in the non-DRI portion of the property, 1,250 low density multi-family units, a life care center and approximately 307 acres of right-of-way, open space and other acreage.

SPECIFIC AUTHORITY: 190.005 FS.

LAW IMPLEMENTED: 190.004, 190.005, 190.006(1) FS.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The Petitioner has prepared a Statement of Estimated Regulatory Costs ("SERC"). The complete text of the SERC is contained as Exhibit E to the petition to establish the proposed District. The establishment of the proposed District will result in modest costs to State governmental entities to implement and enforce the proposed formation. Certain costs to the Florida Department of Community Affairs will be offset by an annual fee required by Section 189.412, F.S. The costs of rule adoption to Citrus County (the "County") and its citizens are minimal and any costs are offset by the required filing fee. Adoption of the proposed rule will have no negative impact on State and local revenues. Storm drainage and certain roadways will be funded by the proposed District in addition to funding the water distribution and wastewater collection system. The underground electrical service will be owned and operated by Florida Power Corporation. The proposed District may issue special assessment or other revenue bonds to fund the development of capital facilities. The bonds would be repaid through non-ad valorem assessments levied on all properties in the proposed District. Prospective future landowners in the proposed District may be required to pay non-ad valorem assessments levied by the District to secure the debt incurred through bond issuance. In addition, the proposed District may also impose a non-ad valorem assessment to fund the operations and maintenance of the District and its facilities and services. New residents voluntarily chose to locate within the proposed District and accept the assessments as a tradeoff for the numerous benefits and facilities that the proposed District will provide. There will be little impact on small businesses from the establishment of the proposed District. In fact, the impact may be positive in that the District must competitively bid all of its contracts. Establishment of the proposed District will not have any impact on small counties as Citrus County is not a small county as defined. The analysis provided is based on a straightforward application of administrative, legal and economic theory with input received from the professionals associated with the petitioner.

Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative, must do so in writing within 21 days of this notice.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 10:00 a.m. – 12:00 Noon, Monday, April 14, 2003

PLACE: Room 1802M, The Capitol, Tallahassee, Florida

Any person requiring a special accommodation to participate in the workshop because of a disability should contact Barbara Leighty, (850)487-1884, at least 2 business days in advance to make appropriate arrangements.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Daren L. Shippy, Esquire, Rose, Sundstrom & Bentley, LLP, 2548 Blairstone Pines Drive, Tallahassee, Florida 32301, (850)877-6555 or Barbara Leighty, Senior Governmental Analyst, Florida Land and Water Adjudicatory Commission, The Capitol, Room 1802, Tallahassee, Florida 32399-0001, (850)487-1884

THE FULL TEXT OF THE PROPOSED RULES IS.

42GG-1 TUSCANY COMMUNITY DEVELOPMENT DISTRICT

42GG-1.001 Establishment.

The Tuscany Community Development District is hereby established.

Specific Authority 190.005 FS. Law Implemented 190.005 FS. History—New

42GG-1.002 Boundary.

The boundaries of the district are as follows:

Commence at the most Northerly Corner of BEVERLY HILLS, UNIT 3A, according to the map or plat thereof recorded in Plat Book 5, page 1, public records of Citrus County, Florida, said point being on the Southeasterly right-of-way line of County Road No. 491 and being 50 feet from measured at right angles to, the centerline of said County Road No. 491, thence S. 51E 02' 53" E. along the Northeasterly line of said BEVERLY HILLS, UNIT 3A, a distance of 400 feet to the POINT OF BEGINNING, thence N. 38E 56' 39" E. parallel to and 400 feet from, said Southeasterly right-of-way line, a distance of 4347.25 feet to the P.C. of a curve, concaved Northwesterly, having a central angle of 13E 52' 45" and a radius of 6167.33 feet, thence Northeasterly along the arc of said curve, a distance of 1493.96 feet to the P.T. of said curve, thence N. 25E 03' 54" E. parallel to and 400 feet from, said Southeasterly right-of-way line a distance of 1734.33 feet to a point on the boundary of lands described in Deed recorded in Official Record, Book 385, page 466, public records of Citrus County, Florida, thence S. 1E 39' 30" E. along said boundary a distance of 836.98 feet to the SW Corner of said lands, thence

N. 88E 20' 30" E. along the South line of said lands, a distance of 1377.72 feet to the SE Corner of said lands, thence N. 1E 39' 30" W. along the East line of said lands, a distance of 1200 feet to the NE Corner of said lands, thence S. 88E 20' 30" W. along the North line of said lands, a distance of 1306.83 feet to the SE Corner of lands described in Deed recorded in Official Record, Book 538, page 632, of said records, thence N. 25E 03' 54" E. along the East line of said lands, a distance of 190.26 feet to the NE Corner of said lands, said point being on the South line of lands described in Deed recorded in Official Record, Book 423, page 128, of said records, thence N. 88E 20' 30" E. along said South line a distance of 346.97 feet to the SE Corner of said lands, thence N. 1E 39' 30" W. along the East line of said lands a distance of 330.02 feet to the NE Corner of said lands, said point also being on the North line of Section 1, TOWNSHIP 18 SOUTH, RANGE 18 EAST, thence N. 88E 20' 30" E. along said North line a distance of 1869.43 feet to the NE Corner of said Section 1, said point also being the NW Corner of Section 6, TOWNSHIP 18 SOUTH, RANGE 19 EAST, thence N. 89E 28' 20" E. along the North line of said Section 6, a distance of 2636.38 feet to the NW Corner of the NE 1/4 of said Section 6, thence N. 89E 53' 45" E. along the North line of said Section 6, a distance of 2645.54 feet to the NE Corner of said Section 6, thence S. 0E 12' 24" E. along the East line of said Section 6, a distance of 1328.53 feet to the SE Corner of the N 1/2 of NE 1/4 of said Section 6, thence S. 89E 53' 40" W. along the South line of said N 1/2 of NE 1/4, a distance of 2646.85 feet to the SW Corner of said N 1/2 of the NE 1/4, thence S. 0E 09' E. along the East line of the NW 1/4 of said Section 6, a distance of 1328.59 feet to the NE Corner of the SW 1/4 of said Section 6, thence S. 0E 03' 50" E. along the East line of said SW 1/4 a distance of 2648.43 feet to the SE Corner of said SW 1/4, said point also being the NE Corner of the NW 1/4 of Section 7, TOWNSHIP 18 SOUTH, RANGE 19 EAST, thence S. 0E 07' 56" E. along the East line of said NW 1/4 a distance of 2648.76 feet to the SE Corner of said NW 1/4, thence N. 89E 42' 40" W. along the South line of said NW 1/4, a distance of 2641.84 feet to the SW Corner of said NW 1/4, said point also being the SE Corner of the NE 1/4 of Section 12, TOWNSHIP 18 SOUTH, RANGE 18 EAST, thence S. 89E 23' 89" W. along the South line of said NE 1/4 a distance of 1315.58 feet to the NE Corner of the W 1/2 of SE 1/4 of said Section 12, thence S. 0E 09' 37" W. along the East line of said W 1/2 of SE 1/4, a distance of 2636.62 feet to the SE Corner of said W 1/2 of SE 1/4, thence S. 89E 28' 48" W. along the South line of said Section 12, a distance of 1302.33 feet, thence N. 2E 06' 48" W. a distance of 170 feet, thence S. 89E 28' 48" W. parallel to said South line, a distance of 690.91 feet to a point on a curve, concaved Westerly, having a central angle of 90E and a radius of 280 feet, thence Northwesterly along the arc of said curve a distance of 246.92 feet to the P.T. of said curve (chord bearing and distance between said points being N. 25E 46' 44" W. 238.99 feet), thence N. 51E 02' 31" W. a distance of 2102.26 feet, thence N. 59E 40' 08" W. a

distance of 200 feet to the most Easterly Corner of lands described in Deed recorded in Official Record, Book 196, page 218, of said records, thence N. 51E 02' 31" W. along the Northeasterly line of said lands, a distance of 449.63 feet to the most Northerly corner of said lands, said point being on the Southeasterly line of BEVERLY HILLS, UNIT NO. 3, according to the map or plat thereof recorded in Plat Book 4, page 123, public records of Citrus County, Florida, thence N. 38E 58' 52" E. along the Southeasterly line of said BEVERLY HILLS, UNIT NO. 3, and along the Southeasterly line of BEVERLY HILLS, UNIT 3A, according to the map or plat thereof recorded in Plat Book 5, page 1, public records of Citrus County, Florida, a distance of 399.96 feet to the most Easterly corner of said BEVERLY HILLS, UNIT 3A, thence N. 51E 02' 53" W. along the Northeasterly line of said BEVERLY HILLS, UNIT 3A, a distance of 1649.50 feet to the Point of Beginning.

AND,

Begin at the most Northerly Corner of BEVERLY HILLS, UNIT 3A, according to the map or plat thereof recorded in Plat Book 5, page 1, public records of Citrus County, Florida, said point being on the Southeasterly right-of-way line of County Road No. 491, and being 50 feet from, measured at right angles to, the centerline of said County Road No. 491, thence N. 38E 56' 39" E. along said Southeasterly right-of-way line a distance of 4347.20 feet to the P.C. of a curve, concaved Northwesterly, having a central angle of 13E 52' 45" and a radius of 5767.33 feet, thence Northeasterly along the arc of said curve a distance of 1397.06 feet to the P.T. of said curve, thence N. 25E 03' 54" E. along said right-of-way line a distance of 1639.31 feet to the most Westerly Corner of lands described in Deed recorded in Official Record, Book 385, page 466, public records of Citrus County, Florida, thence N. 88E 20' 30" E. along the boundary of said lands a distance of 400 feet, thence S. 1E 39' 30" E. along the boundary of said lands a distance of 95.00 feet to a point that is 400 feet from, measured at right angles to, the Southeasterly right-of-way line of said County Road No. 491, thence S. 25E 03' 54" W., parallel to said right-of-way line, a distance of 1734.33 feet to the P.C. of a curve, concaved Northwesterly, having a central angle of 13E 52' 45" and a radius of 6167.33 feet, thence Southwesterly along the arc of said curve a distance of 1493.96 feet to the P.T. of said curve, thence S. 38E 56' 39" W., parallel to and 400 feet from, said right-of-way line, a distance of 4347.25 feet to a point on the Northeasterly line of said BEVERLY HILLS, UNIT 3A, thence N. 51E 02' 53" W. along said Northeasterly line a distance of 400 feet to the Point of Beginning.

AND

The Northeast 1/4 of Section 7, TOWNSHIP 18 SOUTH, RANGE 19 EAST, Citrus County, Florida,

AND

The Northwest 1/4 of Section 8, TOWNSHIP 18 SOUTH, RANGE 19 EAST, Citrus County, Florida,

AND

The East 1/2 of the Southeast 1/4 of Section 12, TOWNSHIP 18 SOUTH, RANGE 18 EAST, Citrus County, Florida, LESS AND EXCEPT land in Warranty Deed from Beverly Hills Development Corporation, to Rolling Oaks Utilities, Inc., dated June 6, 1986, filed August 18, 1986, and recorded in Official Record, Book 710, page 849, public records of Citrus County, Florida, being more particularly described as follows: Commence at the most Easterly Corner of BEVERLY HILLS, UNIT 3A, according to the map or plat thereof recorded in Plat Book 5, page 1, public records of Citrus County, Florida, thence N. 51E 02' 53" W. along the Northeasterly line of said BEVERLY HILLS, UNIT 3A, a distance of 289.49 feet, thence N. 38E 56' 39" E. a distance of 593.12 feet to the POINT OF BEGINNING, thence N. 75E 59' 21" W. a distance of 62.48 feet, thence North 155.26 feet, thence N. 13E 10' 38" E. a distance of 155.26 feet, thence N. 11E 58' 12" W. a distance of 405.23 feet, thence N. 24E E. a distance of 244.86 feet, thence N. 60E E. a distance of 268.59 feet, thence S. 66E E. a distance of 336.93 feet, thence N. 72E E. a distance of 126.01 feet, thence S. 78E 42' 12" E. a distance of 313.71 feet, thence S. 33E E. a distance of 317.81 feet, thence S. 11E 13' 17" E. a distance of 237.44 feet, thence S. 46E 05' 58" W. a distance of 238.07 feet, thence S. 67E 37' 34" W. a distance of 481.20 feet, thence S. 55E W. a distance of 268.27 feet, thence N. 75E 59' 21" W. a distance of 351.69 feet to the Point of Beginning.

AND, LESS AND EXCEPT NORTH FOREST RIDGE BOULEVARD, according to the map or plat thereof recorded in Plat Book 14, pages 29, 30 and 31, public records of Citrus County, Florida,

AND, LESS AND EXCEPT OAKWOOD VILLAGE OF BEVERLY HILLS PHASE ONE, according to the map or plat thereof recorded in Plat Book 14, pages 10 to 14 inclusive, public records of Citrus County, Florida,

AND, LESS AND EXCEPT OAKWOOD VILLAGE OF BEVERLY HILLS, PHASE 2, according to the map or plat thereof recorded in Plat Book 14, pages 15 to 18 inclusive, public records of Citrus County, Florida,

AND, LESS AND EXCEPT that portion of Section 1, TOWNSHIP 18 SOUTH, RANGE 18 EAST, that lies North of the North boundary and West of a Northerly projection of the Easterly boundary of lands described in Official Record, Book 385, pages 466 and 467, public records of Citrus County, Florida,

AND, LESS AND EXCEPT the Legal Description of the Clubhouse Parcel, as follows:

Commence at the East 1/4 Corner of Section 12, TOWNSHIP 18 SOUTH, RANGE 18 EAST, Citrus County, Florida, thence N. 00E 02' 39" E. along the East line of said Section 12, a distance of 2638.72 feet to the NE Corner of said Section 12, thence South a distance of 811.51 feet, thence West 3400.82 feet to the POINT OF BEGINNING, thence S. 48E 04' 48" W.

a distance of 523.35 feet to the Northerly right-of-way line of Forest Ridge Boulevard, as recorded in Plat Book 14, pages 29-31 inclusive, public records of Citrus County, Florida, said point being on the arc of a curve concaved Southwesterly having a central angle of 13E 36' 50" and a radius of 1335.00 feet, thence Northwesterly along the arc of said curve and along said right-of-way line a distance of 317.21 feet (chord bearing and distance between said points being N. 62E 00' 58" W. 316.46 feet) thence N. 21E 10' 37" E. a distance of 431.33 feet, thence S. 68E 36' 06" E. a distance of 551.04 feet to the Point of Beginning.

CONTAINS 4.47 ACRES.

AND, LESS AND EXCEPT BEVERLY HILLS DEVELOPMENT CORPORATION of holes 7, 10, 11, 12, 14, 15 16 and 18 of a golf course, as follows:

Commence at the East 1/4 Corner of Section 12, TOWNSHIP 18 SOUTH, RANGE 18 EAST, Citrus County, Florida; thence N. 00E 02' 39" E. along the East line of said Section 12, a distance of 2638.72 feet to the NE Corner of said Section 12, thence South a distance of 310.65 feet, thence West a distance of 792.03 feet to the POINT OF BEGINNING, thence S. 61E 11' 25" W. a distance of 565.54 feet, thence S. 83E 43' 59" W. a distance of 71.24 feet, thence S. 87E 50' 28" W. a distance of 41.99 feet, thence N. 41E 21' 17" W. a distance of 106.65 feet, thence N. 33E 54' 28" E. a distance of 110.89 feet, thence N. 58E 32' 03 E. a distance of 390.59 feet, thence N. 35E 46' 56" E. a distance of 644.88 feet, thence N. 40E 40' 40" W. a distance of 230.45 feet, thence S. 87E 47' 27" W. a distance of 384.52 feet, thence S. 14E 53' 57" W. a distance of 300.41 feet, thence N. 63E 53' 57" W. a distance of 574.81 feet, thence N. 80E 47' 51" W. a distance of 256.25 feet, thence S. 87E 28' 03" W. a distance of 301.13 feet, thence S. 79E 48' 51" W. a distance of 137.30 feet, thence S. 42E 29' 19" W. a distance of 1523.30 feet, thence N. 68E 36' 06" W. a distance of 570.85 feet, thence N. 21E 23' 54" E. a distance of 222.57 feet, thence N. 01E 08' 02" E. a distance of 172.22 feet to the P.C. of a curve concaved Southeasterly having a central angle of 26E 29' 46" and a radius of 170.00 feet, thence Northeasterly along the arc of said curve a distance of 78.62 feet to the P.T. (chord bearing and distance between said points being N. 14E 22' 55" E. 77.92 feet) thence N. 27E 37' 48" E. a distance of 467.17 feet to the P.C. of a curve concaved Southeasterly having a central angle of 33E 26' 40" and a radius of 170.00 feet, thence Northeasterly along the arc of said curve a distance of 99.23 feet to the P.T. (chord bearing and distance between said point being N. 44E 21' 08" E. 97.83 feet) thence N. 61E 04' 28" E. a distance of 798.84 feet, thence S. 27E 36' 37" E. a distance of 111.17 feet to a point on the arc of a non-tangent curve concaved Southeasterly having a central angle of 12E 57' 57" and a radius of 1250.00 feet, thence Southeasterly along the arc of said curve a distance of 282.87 feet to the P.T. (chord bearing the distance between said points being S. 52E 32' 55" W. 282.27 feet) thence S. 46E 03' 57" W. a distance of 364.80

feet to the P.C. of a curve concaved Southeasterly having a central angle of 17E 19' 56" and a radius of 750.00 feet, thence Southwesterly along the arc of said curve a distance of 226.88 feet to the P.T. (chord bearing and distance between said points being S. 37E 23' 58" W. 226.02 feet) thence S. 28E 44' 00" W. a distance of 287.57 feet to the P.C. of a curve concaved Northeasterly having a central angle of 188E 58' 16" and a radius of 170.00 feet, thence Southeasterly along the arc of said curve a distance of 560.09 feet to a point (chord bearing and distance between said points being S. 65E 45' 08" E. 338.96 feet) thence N. 22E 37' 44" E. a distance of 262.55 feet to a point on the arc of a non-tangent curve concaved Southeasterly having a central angle of 17E 19' 56" and a radius of 440.00 feet, thence Northeasterly along the arc of said curve a distance of 133.10 feet to the P.T. (chord bearing and distance between said points being N. 37E 23' 58" E. 132.60 feet) thence N. 46E 03' 57" E. 364.80 feet to the P.C. of a curve concaved Southeasterly having a central angle of 22E 25' 13" and a radius of 940.00 feet, thence Northeasterly along the arc of said curve a distance of 367.83 feet to the P.T. (chord bearing and distance between said points being N. 57E 16' 33" E. 365.49 feet) thence N. 68E 29' 10" E. a distance of 491.96 feet, to the P.C. of a curve concaved Northwesterly having a central angle of 149E 52' 33" and a radius of 170.00 feet, thence Northeasterly along the arc of said curve a distance of 444.69 feet, to the P.T. (chord bearing and distance between said points being N. 35E 41' 05" E. 328.32 feet) thence N. 05E 58' 14" W. a distance of 280.07 feet to the P.C. of a curve concaved Southeasterly having a central angle of 13E 50' 21" and a radius of 890.00 feet, thence Northeasterly along the arc of said curve a distance of 214.97 feet to the P.T. (chord bearing and distance between said points being N. 00E 56' 56" E. 214.45 feet) thence N. 07E 52' 07" E. a distance of 55.20 feet, thence N. 87E 02' 36" E. a distance of 109.59 feet, thence S. 57E 26' 16" E. a distance of 151.86 feet, thence S. 04E 39' 02" W. a distance of 453.10 feet, thence S. 55E 50' 25" E. a distance of 79.92 feet, thence N. 71E 50' 06" E. a distance of 350.07 feet, thence S. 88E 40' 48" E. a distance of 365.17 feet, thence S. 46E 57' 42" E. a distance of 308.03 feet, thence S. 66E 54' 36" E. a distance of 139.76 feet, thence N. 49E 25' 06" E. a distance of 572.04 feet, thence S. 89E 22' 12" E. a distance of 420.67 feet, thence S. 86E 08' 42" E. a distance of 289.17 feet, thence S. 88E 40' 00" E. a distance of 117.50 feet, thence S. 46E 32' 46" E. a distance of 56.26 feet, thence S. 35E 11' 02" W. a distance of 48.75 feet, thence S. 65E 17' 42" W. a distance of 122.60 feet, thence S. 82E 21' 18" W. a distance of 332.02 feet, thence S. 67E 37' 41" W. a distance of 249.73 feet, thence S. 71E 48' 20" W. a distance of 186.88 feet, thence S. 53E 42' 38" W. a distance of 286.90 feet, thence S. 38E 25' 15" W. a distance of 101.84 feet, thence S. 06E 35' 05" E. a distance of 88.86 feet, thence S. 19E 36' 08" W. a distance of 213.10 feet, to the P.C. of a curve concaved Southeasterly having a central angle of 04E 03' 14" and a radius of 2825.59 feet, thence Southwesterly along the arc of said curve a distance of 199.92

feet, to the P.T. (chord bearing and distance between said points being S. 17E 34' 31" W. 199.87 feet) thence S. 15E 32' 54" W. a distance of 419.45 feet, to the Point of Beginning.
CONTAINS 56.26 ACRES.

AND LESS AND EXCEPT THE DRIVING RANGE and holes 1, 8 and 9 of a golf course, as follows:

Commence at the East 1/4 Corner of Section 12, TOWNSHIP 18 S., RANGE 18 E., Citrus County, Florida, thence N. 00E 02' 39" E. along the East line of said Section 12, a distance of 2638.72 feet to the NE Corner of said Section 12, thence South 651.37 feet, thence West 1575.04 feet to the POINT OF BEGINNING, thence S. 35E 09' 50" W. a distance of 616.66 feet, thence S. 74E 14' 24" W. a distance of 92.59 feet, thence S. 39E 41' 28" W. a distance of 139.47 feet, thence N. 85E 55' 16" W. a distance of 632.63 feet, thence S. 14E 11' 41" W. a distance of 71.83 feet, thence S. 27E 10' 55" W. a distance of 119.68 feet, thence S. 40E 54' 33" W. a distance of 101.83 feet, thence S. 55E 12' 05" W. a distance of 201.30 feet, thence S. 18E 28' 50" E. a distance of 212.30 feet, thence S. 07E 18' 21" E. a distance of 270.31 feet, thence S. 10E 42' 35" E. a distance of 187.63 feet, thence S. 42E 56' 35" E. a distance of 265.65 feet, thence S. 19E 42' 48" E. a distance of 112.13 feet, thence S. 34E 31' 47" W. a distance of 77.08 feet, thence S. 72E 48' 49" W. a distance of 110.16 feet, thence N. 48E 12' 17" W. a distance of 169.19 feet, thence N. 58E 28' 57" W. a distance of 227.80 feet, thence S. 54E 08' 03" W. a distance of 87.56 feet to a point on the Easterly right-of-way line of Forest Ridge Boulevard as recorded in Plat Book 14, pages 29-31 inclusive, public records of Citrus County, Florida, thence N. 03E 41' 02" E. along said Easterly right-of-way line a distance of 137.26 feet to the P.C. of a curve concaved Southwesterly having a central angle of 58E 53' 35" and a radius of 1335.00 feet, thence Northwesterly along the arc of said curve and along said right-of-way line a distance of 1372.21 feet to a point (chord bearing and distance between said points being N. 25E 45' 45" W. 1312.60 feet) thence N. 48E 04' 48" E. a distance of 704.58 feet, thence S. 66E 49' 03" E. a distance of 97.25 feet, thence S. 50E 33' 59" E. a distance of 157.53 feet, thence S. 56E 51' 15" E. a distance of 278.73 feet, thence S. 67E 01' 20" E. a distance of 142.36 feet, thence S. 76E 53' 45" E. a distance of 567.49 feet, thence N. 06E 49' 50" E. a distance of 200.33 feet, thence N. 53E 40' 16" E. a distance of 615.10 feet, thence S. 41E 21' 17" E. a distance of 65.62 feet to the Point of Beginning.
CONTAINS 26.87 ACRES "

SUBJECT TO EASEMENT "E" AS DESCRIBED ON THE PLAT OF NORTH FOREST RIDGE BOULEVARD, AS RECORDED IN PLAT BOOK 14, PAGES 29-31 INCLUSIVE, PUBLIC RECORDS OF CITRUS COUNTY, FLORIDA.

AND, LESS AND EXCEPT A LEGAL DESCRIPTION of holes 2 and 3 of a golf course, as follows:

Commence at the East 1/4 Corner of Section 12, TOWNSHIP 18 S., RANGE 18 E., Citrus County, Florida; thence N. 00E 02' 39" E. along the East line of said Section 12, a distance of 2638.72 feet to the NE corner of said Section 12, thence South a distance of 2026.28 feet, thence West a distance of 1046.56 feet to the POINT OF BEGINNING, thence S. 30E 49' 53" W. a distance of 295.91 feet, thence S. 31E 01' 05" W. a distance of 214.62 feet, thence S. 43E 28' 01" W. a distance of 444.65 feet, thence S. 40E 11' 30" W. a distance of 189.26 feet, thence S. 33E 59' 03" W. a distance of 177.11 feet, thence S. 15E 09' 32" E. a distance of 81.80 feet, thence S. 06E 16' 52" E. a distance of 138.89 feet, thence S. 56E 27' 36" W. a distance of 98.38 feet, thence N. 61E 46' 28" W. a distance of 100.75 feet, thence N. 30E 11' 18" W. a distance of 269.13 feet, thence N. 35E 15' 36" W. a distance of 747.44 feet, thence N. 34E 53' 16" W. a distance of 127.32 feet, thence N. 45E 02' 13" E. a distance of 63.28 feet, thence S. 48E 27' 15" E. a distance of 322.22 feet, thence S. 46E 42' 05" E. a distance of 595.22 feet, thence N. 30E 52' 58" E. a distance of 497.48 feet, thence N. 28E 55' 19" E. a distance of 554.41 feet, thence N. 42E 30' 30" E. a distance of 183.19 feet, thence N. 77E 56' 29" E. a distance 113.63 feet, thence S. 27E 22' 57" E. a distance of 186.15 feet to the Point of Beginning.

CONTAINS 11.58 ACRES.

AND, LESS AND EXCEPT A LEGAL DESCRIPTION of holes 4, 5, 6 and 13 of a golf course, as follows:

Commence at the East 1/4 Corner of Section 12, TOWNSHIP 18 S., RANGE 18 E., Citrus County, Florida; thence N. 00E 02' 39" E. along the East line of said Section 12 a distance of 2638.72 feet to the NE Corner of said Section 12, thence South a distance of 190.00 feet, thence West a distance of 158.17 feet to the POINT OF BEGINNING, thence S. 30E 29' 42" E. a distance of 217.25 feet, thence S. 41E 50' 28" E. a distance of 120.54 feet, thence S. 66E 54' 39" E. a distance of 671.07 feet, thence N. 77E 38' 51" E. a distance of 280.07 feet, thence S. 67E 07' 14" E. a distance of 109.97 feet, thence S. 16E 14' 47" E. a distance of 57.49 feet, thence S. 24E 52' 07" W. a distance of 122.00 feet, thence S. 73E 28' 47" W. a distance of 294.01 feet, thence S. 70E 11' 48" W. a distance of 685.32 feet, thence S. 62E 16' 49" W. a distance of 268.34 feet, thence S. 27E 09' 05" E. a distance of 112.23 feet, thence S. 08E 54' 06" E. a distance of 132.76 feet, thence S. 43E 14' 33" W. a distance of 108.13 feet, thence S. 72E 29' 54" W. a distance 332.94 feet, thence S. 65E 51' 13" W. a distance of 336.54 feet, thence N. 28E 35' 53" W. a distance of 83.18 feet, thence N. 51E 20' 40" E. a distance of 719.02 feet, thence N. 36E 45' 04" W. a distance of 65.82 feet, thence N. 53E 58' 45" E. a distance of 545.00 feet, thence N. 02E 28' 19" W. a distance of 278.48 feet, thence N. 81E 47' 25" W. a distance of 342.91 feet, thence N. 16E 38' 38" W. a distance of 601.60 feet, thence N. 67E 20' 38" W. a distance of 160.29 feet, thence N. 33E 10' 47" W. a distance of 94.29 feet, thence N. 19E 26' 37" E. a distance of 157.91 feet, thence N. 21E 28' 46" E. a distance of 175.28 feet,

thence S. 37E 53' 13" E. a distance of 64.80 feet, thence S. 80E 37' 29" E. a distance of 176.79 feet, thence S. 88E 44' 08" E. a distance of 296.88 feet, thence S. 85E 38' 28" E. a distance of 362.74 feet, thence N. 49E 43' 31" E. a distance of 371.54 feet, thence N. 26E 11' 35" E. a distance of 140.70 feet, thence N. 03E 38' 39" E. a distance of 307.34 feet, thence N. 34E 11' 58" E. a distance of 53.15 feet, thence S. 88E 50' 33" E. a distance of 206.30 feet, thence S. 03E 10' 58" E. a distance of 205.27 feet, thence S. 10E 49' 38" E. a distance of 287.64 feet, thence S. 53E 32' 16" W. a distance of 322.50 feet, thence S. 47E 10' 10" W. a distance of 402.40 feet, thence S. 83E 36' 46" W. a distance of 233.47 feet, thence N. 80E 01' 56" W. a distance of 252.20 feet, thence S. 59E 11' 22" W. a distance of 91.12 feet, thence S. 59E 01' 28" W. a distance of 119.30 feet, thence S. 01E 17' 27" E. a distance of 130.40 feet to the Point of Beginning.

CONTAINS 29.88 ACRES "

AND, LESS AND EXCEPT, A LEGAL DESCRIPTION FOR BEVERLY HILLS DEVELOPMENT CORPORATION of hole 17 of a golf course, as follows:

Commence at the East 1/4 Corner of Section 12, TOWNSHIP 18 S., RANGE 18 E., Citrus County, Florida; thence N. 00E 02' 39" E. along the East line of said Section 12, a distance of 2638.72 feet to the NE Corner of said Section 12, thence North a distance of 1240.16 feet, thence West a distance of 2325.97 feet to the POINT OF BEGINNING, thence S. 05E 58' 14" E. a distance of 118.96 feet to the P.C. of a curve concaved Northwesterly having a central angle of 74E 27' 24" and a radius of 145.00 feet, thence Southwesterly along the arc of said curve a distance of 188.43 feet to the P.T. (chord bearing and distance between said point being S. 31E 15' 28" W. of 175.45 feet) thence S. 68E 29' 10" W. a distance of 372.74 feet to the P.C. of a curve concaved Southeasterly having a central angle of 06E 42' 09" and a radius of 1250.00 feet, thence Southwesterly along the arc of said curve a distance of 146.22 feet to a point (chord bearing and distance between said points being S. 65E 08' 06" W. 146.14 feet) thence N. 27E 36' 37" W. a distance of 207.18 feet, thence N. 02E 32' 06" W. a distance of 38.44 feet, thence N. 64E 58' 32" E. a distance of 232.08 feet to the P.C. of a curve concaved Northwesterly having a central angle of 44E 24' 49" and a radius of 370.00 feet, thence Northeasterly along the arc of said curve a distance of 286.81 feet to the P.T. (chord bearing and distance between said points being N. 43E 04' 16" E. 279.68 feet), thence N. 20E 51' 52" E. a distance of 489.41 feet, thence N. 14E 12' 06" E. a distance of 72.00 feet, thence S. 79E 38' 03" E. a distance of 107.27 feet, thence S. 07E 52' 07" W. a distance of 279.37 feet to the P.C. of a curve concaved Southeasterly having a central angle of 13E 50' 21" and a radius of 1200.00, thence Southwesterly along the arc of said curve a distance of 289.85 feet to the P.T. (chord bearing and distance between said points being S. 00E 56' 56" W. 289.14 feet) said point also being the Point of Beginning.

CONTAINS 6.38 ACRES.

AND, LESS AND EXCEPT GREENSIDE, according to the map or plat thereof recorded in Plat Book 16, pages 22 and 23, public records of Citrus County, Florida,

AND, LESS AND EXCEPT LAUREL RIDGE NUMBER ONE, according to the map or plat thereof recorded in Plat Book 15, pages 13 to 23 inclusive, public records of Citrus County, Florida,

AND, LESS AND EXCEPT LAUREL RIDGE NUMBER TWO, according to the map or plat thereof recorded in Plat Book 15, pages 113 to 120 inclusive, public records of Citrus County, Florida,

AND, LESS AND EXCEPT OAKWOOD VILLAGE, according to the map or plat thereof recorded in Plat Book 13, page 96, public records of Citrus County, Florida,

AND, LESS AND EXCEPT,

Parcel "A"

A LEGAL DESCRIPTION FOR GEORGE WIMPEY OF FLORIDA, INC., OF BEVERLY HILLS UNIT NO. 11, PARCEL "A", LYING WITHIN SECTIONS 1 AND 12, TOWNSHIP 18 SOUTH, RANGE 18 EAST, CITRUS COUNTY, FLORIDA, as follows:

Commence at the most Westerly Corner of Lot 1, Block 12, of Laurel Ridge Number Two, as shown on the map or plat thereof, as recorded in Plat Book 15, pages 113-120 inclusive, of the public records of Citrus County, Florida, thence N. 41E 21' 17" W. along the Easterly right-of-way line of W. Rexford Drive as shown on map or plat, a distance of 25.39 feet, to the POINT OF BEGINNING, said point being a point on the Northwesterly boundary of said LAUREL RIDGE NUMBER TWO, thence continue N. 41E 21' 17" W. along said right-of-way line, a distance of 8.90 feet, to the P.C. of a curve concaved Easterly, having a radius of 25.00 feet and a central angle of 48E 11' 23", thence Northwesterly along the arc of said curve, and along said right-of-way line, a distance of 21.03 feet, to the P.T. of said curve (chord bearing and distance between said points being N. 17E 15' 36" W. 20.41 feet), to a point of reverse curvature with a curve concaved Southeasterly, having a radius of 50.00 feet and a central angle of 276E 22' 46", thence Northerly, Westerly and Southerly, along the arc of said curve and along said right-of-way line, a distance of 241.19 feet, to the P.T. of said curve (chord bearing and distance between said points being S. 48E 38' 43" W. 66.67 feet), to a point of reverse curvature with a curve concaved Southwesterly, having a radius of 25.00 feet and a central angle of 48E 11' 23", thence Southeasterly along the arc of said curve and along said right-of-way line a distance of 21.03 feet, to the P.T. of said curve (chord bearing and distance between said points being S. 65E 26' 59" E. 20.41 feet), to the point of intersection with a non-tangent line, said point being on the boundary of an existing golf course as described in Official Records Book 852, page 111, of the public records of Citrus County, Florida, thence along said boundary the

following courses and distances S. 53E 40' 16" W. a distance of 615.10 feet, S. 06E 49' 50" W. a distance of 200.33 feet, N. 76E 53' 45" W. a distance of 567.49 feet, N. 67E 01' 20" W. a distance of 142.36 feet, N. 56E 51' 15" W. a distance of 278.73 feet, N. 50E 33' 59" W. a distance of 157.53 feet, N. 66E 49' 03" W. a distance of 97.25 feet, S. 48E 04' 48" W. a distance of 181.23 feet, to a point on the Northeasterly boundary of lands as described in Official Records Book 920, page 1950 of the public records of Citrus County, Florida, thence N. 68E 36' 06" W. along said lands, a distance of 551.04 feet, thence N. 21E 10' 37" E. leaving said lands, a distance of 60.00 feet, to the aforementioned boundary of said golf course, thence along said boundary the following courses and distances, S. 68E 36' 06" E. a distance of 373.54 feet, N. 42E 29' 19" E. a distance of 1523.30 feet, N. 79E 48' 51" E. a distance of 137.30 feet, N. 87E 28' 03" E. a distance of 301.13 feet, S. 80E 47' 51" E. a distance of 256.25 feet, S. 63E 53' 57" E. a distance of 574.81 feet, thence N. 14E 53' 57" E. a distance of 300.41 feet, N. 87E 47' 27" E. a distance of 384.52 feet, S. 40E 40' 40" E. a distance of 230.45 feet, S. 35E 46' 56" W. a distance of 644.88 feet, thence S. 58E 32' 03" W. a distance of 390.59 feet, thence S. 33E 54' 28" W. a distance of 110.89 feet, to a point on the boundary of said LAUREL RIDGE NUMBER TWO, thence S. 58E 44' 02" W. along said boundary a distance of 121.88 feet, to the Point of Beginning.

CONTAINS 58.67 ACRES.

AND, LESS AND EXCEPT

Parcel "B"

A LEGAL DESCRIPTION FOR GEORGE WIMPEY OF FLORIDA, INC., OF PARCEL "B", LYING WITHIN SECTIONS 1 AND 12, TOWNSHIP 18 SOUTH, RANGE 18 EAST, CITRUS COUNTY, FLORIDA, as follows:

Commence at the most Westerly Corner of Lot 1, Block 12, of LAUREL RIDGE NUMBER TWO, as shown on the map or plat thereof as recorded in Plat Book 15, pages 113-120 inclusive, of the Public Records of Citrus County, Florida, thence N. 41E 21' 17" W. along the Easterly right-of-way line of W. Rexford Drive, as shown on said map or plat, a distance of 25.39 feet, to a point on the boundary of said LAUREL RIDGE NUMBER TWO, thence N. 41E 21' 17" W. along said right-of-way line a distance of 8.90 feet, to the P.C. of a curve concaved Easterly, having a radius of 25.00 feet and a central angle of 48E 11' 23", thence Northwesterly along the arc of said curve and along said right-of-way line a distance of 21.03 feet, to the P.T. of said curve (chord bearing and distance between said points being N. 17E 15' 36" W. 20.41 feet), to a point of reverse curvature with a curve concaved Southeasterly, having a radius of 50.00 feet and a central angle of 276E 22' 46", thence Northerly, Westerly and Southerly, along the arc of said curve and along said right-of-way line, a distance of 241.19 feet, to the P.T. of said curve (chord bearing and distance between said points being S. 48E 38' 43" W. 66.67 feet), to a point of reverse curvature with a curve,

concave Southwesterly, having a radius of 25.00 feet and a central angle of 48E 11' 23", thence Easterly along the arc of said curve and along said right-of-way line, a distance of 21.03 feet, to the P.T. of said curve (chord bearing and distance between said points being S. 65E 25' 59" E. 20.41 feet), to the point of intersection with a non-tangent line, said point being on the boundary of an existing golf course as described in Official Records Book 852, page 111, of the public records of Citrus County, Florida, thence along said boundary the following courses and distances, S. 53E 40' 16" W. a distance of 615.10 feet, S. 06E 49' 50" W. a distance of 200.33 feet, N. 76E 53' 45" W. a distance of 567.49 feet, N. 67E 01' 20" W. a distance of 142.36 feet, N. 56E 51' 15" W. a distance of 278.73 feet, N. 50E 33' 59" W. a distance of 157.53 feet, N. 66E 49' 03" W. a distance of 97.25 feet, thence S. 48E 04' 48" W. a distance of 181.23 feet, to a point on the Northerly line of lands described in Official Records Book 920, page 1950, of the public records of Citrus County, Florida, thence N. 68E 36' 06" W. along said lands a distance of 551.04 feet, to the POINT OF BEGINNING, thence continue N. 68E 36' 06" W., leaving said lands, a distance of 197.55 feet, to the P.C. of a curve concave Southerly, having a radius of 310.00 feet and a central angle of 33E 15' 03", thence Westerly along the arc of said curve, a distance of 179.90 feet, to the P.T. of said curve (chord bearing and distance between said points being N. 85E 13' 38" W. 177.39 feet), thence S. 78E 08' 50" W. a distance of 24.78 feet, to the P.C. of a curve concave Southeasterly, having a radius of 25.00 feet and a central angle of 98E 28' 15", thence Westerly along the arc of said curve a distance of 42.97 feet to the P.T. of said curve (chord bearing and distance between said points being S. 28E 54' 43" W. 37.87 feet), to a point of reverse curvature with a curve concave Westerly, having a radius of 640.00 feet and a central angle of 32E 25' 24", thence Southerly along the arc of said curve a distance of 362.17 feet to the P.T. of said curve (chord bearing and distance between said points being S. 04E 06' 42" E. 357.36 feet), to a point of reverse curvature with a curve concave Northeasterly, having a radius of 25.00 feet and a central angle of 85E 37' 45", thence Southerly along the arc of said curve, a distance of 37.36 feet to the P.T. of said curve (chord bearing and distance between said points being S. 30E 42' 53" E. 33.98 feet) thence N. 73E 31' 45" W. a distance of 217.41 feet to the P.C. of a curve concave Northwesterly, having a radius of 25.00 feet and a central angle of 96E 29' 17", thence Easterly along the arc of said curve, a distance of 42.10 feet to the P.T. of said curve (chord bearing and distance between said points being N. 58E 13' 37" E. 37.30 feet) to a point of compound curvature with a curve concave Westerly, having a radius of 473.53 feet and a central angle of 34E 10' 35", thence Northerly along the arc of said curve a distance of 282.46 feet, to the P.T. of said curve (chord bearing and distance between said points being N. 07E 06' 20" W. 278.29 feet) to a point of reverse curvature with a curve concave Easterly, having a radius of 726.47 feet and a central angle of 06E 31' 58", thence Northwesterly along the

arc of said curve, a distance of 82.83 feet, to the P.T. of said curve (chord bearing and distance between said points being N. 20E 55' 38" W. 82.79 feet), to the point of intersection with a non-tangent line, thence N. 78E 08' 50" E. a distance of 232.99 feet, to the P.C. of a curve concave Southerly, having a radius of 370.00 feet and a central angle of 33E 15' 03", thence Easterly along the arc of said curve, a distance of 214.73 feet to the P.T. of said curve (chord bearing and distance between said points being S. 85E 13' 38" E. 211.72 feet) thence S. 68E 36' 06" E. a distance of 197.32 feet, thence S. 21E 10' 37" W. a distance of 60.00 feet, to the Point of Beginning.

CONTAINING 2.30 ACRES.

AND, LESS AND EXCEPT.

Parcel "C"

A LEGAL DESCRIPTION FOR GEORGE WIMPEY OF FLORIDA, INC., OF A PORTION OF SECTION 12, TOWNSHIP 18 SOUTH, RANGE 18 EAST, CITRUS COUNTY, FLORIDA, IN THE VICINITY OF LOT 1, BLOCK 11, LAUREL RIDGE NUMBER TWO, TO BE ACQUIRED FROM BEVERLY HILLS DEVELOPMENT CORP, as follows:

Commence at the most Southerly Corner of Lot 2, Block 11, of LAUREL RIDGE NUMBER TWO, as recorded in Plat Book 15, pages 113-120 inclusive, of the public records of Citrus County, Florida, thence S. 28E 35' 53" E. along the boundary of said LAUREL RIDGE NUMBER TWO, a Southeasterly projection thereof, and along the boundary of lands described in Official Records Book 852 page 111 of the public records of Citrus County, Florida, a distance of 30.47 feet to the POINT OF BEGINNING, thence continue S. 28E 35' 53" E. a distance of 52.71 feet, thence S. 62E 37' 03" W. a distance of 120.34 feet to the Northeasterly right-of-way line of North Jademoor Drive as shown on said plat, thence N. 27E 22' 57" W. along said right-of-way line a distance of 28.93 feet to the Southerly boundary line of said LAUREL RIDGE NUMBER TWO, thence N. 51E 20' 40" E. along said boundary a distance of 121.57 feet to the Point of Beginning.

CONTAINS 4895.51 SQ. FT. "

AND, LESS AND EXCEPT.

A LEGAL DESCRIPTION FOR MORRISON HOMES OF FLORIDA, INC. OF A PARCEL OF LAND LYING WITHIN SECTION 12, TOWNSHIP 18 SOUTH, RANGE 18 EAST, CITRUS COUNTY, FLORIDA. MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Commence at the most Westerly Corner of Lot 1, Block 12, of LAUREL RIDGE NUMBER TWO, as shown on the map or plat thereof, as recorded in Plat Book 15, pages 113-120 inclusive, of the public records of Citrus County, Florida, thence N. 41E 21' 17" W. along the Easterly right-of-way line of W. Rexford Drive as shown on said map or plat, a distance of 34.29 feet, to the P.C. of a curve concave Easterly, having a radius of 25.00 feet and a central angle of 48E 11' 23", thence Northwesterly along the arc of said curve, a distance of 21.03

feet to the P.T. of said curve (chord bearing and distance between said points being N. 17E 15' 36" W. 20.41 feet) to a point of reverse curvature with a curve concave Southeasterly, having a radius of 50.00 feet and a central angle of 276E 22' 46", thence Northerly along the arc of said curve, a distance of 241.19 feet, to the P.T. of said curve (chord bearing and distance between said points being S. 48E 38' 43" W. 66.67 feet), to a point of reverse curvature with a curve concave Southwesterly, having a radius of 25.00 feet and a central angle of 48E 11' 23", thence Easterly along the arc of said curve a distance of 21.03 feet, to the P.T. of said curve (chord bearing and distance between said points being S. 65E 26' 59" E. 20.41 feet), to the point of intersection with a non-tangent line, thence S. 53E 40' 16" W. a distance of 615.10 feet, thence S. 06E 49' 50" W. a distance of 200.33 feet, thence N. 76E 53' 45" W. a distance of 567.49 feet, thence N. 67E 01' 20" W. a distance of 142.36 feet, thence N. 56E 51' 15" W. a distance of 278.73 feet, thence N. 50E 33' 59" W. a distance of 157.53 feet, thence N. 66E 49' 03" W. a distance of 97.25 feet, thence S. 48E 04' 48" W. a distance of 181.23 feet, thence N. 68E 36' 06" W. a distance of 551.04 feet, thence N. 21E 10' 37" E. a distance of 60.00 feet, thence N. 68E 36' 06" W. a distance of 197.32 feet, to the POINT OF BEGINNING, said point being the P.C. of a curve concave Southerly, having a radius of 370.00 feet and a central angle of 33E 15' 03", thence Westerly along the arc of said curve a distance of 214.73 feet, to the P.T. of said curve (chord bearing and distance between said points being N. 85E 13' 38" W. 211.72 feet), thence S. 78E 08' 50" W. a distance of 43.05 feet, to the P.C. of a curve concave Northeasterly having a radius of 25.00 feet and a central angle of 84E 47' 48", thence Westerly along the arc of said curve, a distance of 37.00 feet, to the P.T. of said curve (chord bearing and distance between said points being N. 59E 27' 15" W. 33.71 feet), to a point of compound curvature with a curve concave Easterly, having a radius of 560.00 feet and a central angle of 28E 32' 49", thence Northerly along the arc of said curve, a distance of 279.01 feet, to the P.T. of said curve (chord bearing and distance between said points being N. 02E 46' 57" W. 276.14 feet), to the point of intersection with a non-tangent line, thence S. 88E 51' 58" E. a distance of 378.56 feet, thence S. 01E 08' 02" W. a distance of 87.02 feet, thence S. 21E 23' 54" W. a distance of 222.57 feet, to the Point of Beginning.

CONTAINING 2.295 ACRES "

AND, LESS AND EXCEPT.

The Northeast 1/4 of Section 6, TOWNSHIP 18 SOUTH, RANGE 19 EAST, Citrus County, Florida.

Specific Authority 190.005 FS. Law Implemented 190.004, 190.005 FS. History--New _____.

42GG-1.003 Supervisors.

The following five persons are designated as the initial members of the Board of Supervisors: Ronald J. Collins, Dale R. Miller, Taylor Collins, Paul Buchanan, and John O'Kelley.

Specific Authority 190.005 FS. Law Implemented 190.006(1) FS. History--New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Teresa Tinker, Florida Land and Water Adjudicatory Commission, Room 1802, The Capitol, Tallahassee, Florida 32399-0001

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Teresa Tinker, Florida Land and Water Adjudicatory Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 4, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 18, 2002

DEPARTMENT OF ELDER AFFAIRS

Community Care for the Elderly

RULE TITLE: Administration RULE NO.: 58C-1.003

PURPOSE AND EFFECT: The purpose of the proposed rule amendment is to eliminate certain language from the above referenced rule relating to the administration of the Department's Community Care for the Elderly program. The removed provision sets a minimum number of core services to be provided by lead agencies. By removing this provision, more flexibility will be given to the lead agencies and the area agencies of aging in deciding which services will be provided by various organizations within the aging network.

SUMMARY: The proposed change amends subparagraph 58C-1.003(1)(b)3., F.A.C., to remove a provision setting the minimum number of core services to be provided by lead agencies.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No statement of estimated regulatory cost has been prepared.

Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 430.08 FS.

LAW IMPLEMENTED: 430.03(6) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

TIME AND DATE: 10:00 a.m. – 12:00 p.m., April 7, 2003

PLACE: Department of Elder Affairs, Conf. Rm. 225F, 4040 Esplanade Way, Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Linda Macdonald, Office of Legal Affairs, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, (850)414-2000

THE FULL TEXT OF THE PROPOSED RULE IS:

58C-1.003 Administration.

(1) The Department shall administer directly or through an Area Agency on Aging, at least one community care service system in each planning and service area where practical.

(a) No change.

(b) Lead Agency responsibilities include:

1. Coordinate services for functionally impaired elderly;
2. Provide case management;
- ~~3. Provide or sub-contract for at least four core services;~~
4. through 17. renumbered 3. through 16. No change.

Specific Authority ~~410.021-029, 430.08 FS., ch. 80-181, s. 10, ch. 91-115, s. 10, Laws of Fla.~~ Law Implemented ~~410.024, 410.0241, 430.03(6) FS., ch. 91-115, s. 10, Laws of Fla.~~ History--New 3-11-81, Formerly 10A-10.03, 10A-10.003, Amended 3-28-95, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Linda Macdonald

NAME SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Terry White, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 25, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 14, 2003

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

RULE CHAPTER TITLE: Athlete Agents RULE CHAPTER NO.: 61-24

RULE TITLES: Collection and Payment of Fees Application Process RULE NOS.: 61-24.004 61-24.012

PURPOSE, EFFECT AND SUMMARY: The rule chapter is being amended following the 2002 legislative changes made to Section 468.453, Florida Statutes, which eliminated the examination and surety bond requirements for athlete agent licensure.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: None.

Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 215.405, 468.457 FS.

LAW IMPLEMENTED: 215.405, 455.203, 455.2281, 455.271, 468.453, 468.4536 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Eric R. Hurst, Assistant General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2202

THE FULL TEXT OF THE PROPOSED RULES IS:

61-24.004 Collection and Payment of Fees.

(1) The following fee schedule is adopted by the Department of Business and Professional Regulation for the licensure of persons desiring to practice as an athlete agent pursuant to Section 468.453, Florida Statutes:

- (a) Application Fee – \$500.00
- ~~(b) Examination Fee (All Parts) – \$300.00~~
- ~~(c) Examination fee (Excluding State Laws & Rules Component) – \$150.00~~
- ~~(b)(d)~~ Licensure Fee – \$750.00
- ~~(c)(e)~~ Unlicensed Activity – \$5.00
- ~~(d)(f)~~ Criminal Records Check Fee – \$39.00
- ~~(e)(g)~~ Biennial Renewal Fee – \$440.00
- ~~(f)(h)~~ Inactive Fee – \$200.00
- ~~(g)(i)~~ Delinquent Fee – \$100.00
- ~~(h)(j)~~ Reactivation Fee – \$50.00
- ~~(i)(k)~~ Change of Status Fee – \$25.00

~~(2) In addition to the fees listed in section (1) of this rule each applicant for initial licensure and each licensee applying for renewal shall post with the Department a \$15,000 bond on the "Athlete Agent Bond" form provided by the Department, incorporated herein by reference and effective 01/05/96, prior to issuance of a license or renewal thereof notwithstanding compliance with all other components of licensing.~~

~~(2)(3) All fees indicated by the schedule above shall be paid in the form of a check, bank draft, or money order made payable to the Department of Business and Professional Regulation. Unless specifically authorized by rule, all fees are non-refundable.~~

Specific Authority 215.405, 468.457 FS. Law Implemented 215.405, 455.203, 455.2281, 455.271, 468.453, 468.4536 FS. History—New 1-4-89, Formerly 21-24.004, Amended 3-28-96, 7-1-02, _____.

61-24.012 Application Process.

An individual seeking to become a licensed athlete agent shall submit a completed "Application for Licensure as an Athlete Agent" "~~Examination Application for Licensure as an Athlete Agent~~" form number DBPR-AA-001 and a completed "Athlete Agent Bond" form number DBPR-AA-002, ~~provided by the Department, incorporated herein by reference and effective 01/05/96,~~ together with all fees as set forth in Rule 61-24.004, Florida Administrative Code. The application ~~and bond~~ forms can be obtained by writing Athlete Agents, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2215, by telephoning (850)487-1395 during regular business hours or by picking them up at the aforementioned address.

Specific Authority 468.457 FS. Law Implemented 468.453 FS. History—New 7-31-96, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Eric R. Hurst, Assistant General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2202

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Kim Binkley-Seyer, Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 1, 2002

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 15, 2002

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Land Sales, Condominiums and Mobile Homes

RULE TITLES:	RULE NOS.:
Definitions and Scope	61B-60.001
General Provisions; Forms and Fees	61B-60.002
Application for and Renewal of Broker or Salesperson License	61B-60.003
Escrow Trust Depository; Closing Transactions	61B-60.006

PURPOSE AND EFFECT: To clarify existing provisions and define statutory terms.

SUMMARY: Clarifies the definition of length, defines gross tons, offer, and negotiate, establishes a fee for reinstating a cancelled or surrendered license after a change in business location or affiliation, clarifies the effective date of the temporary license, removes duplicative adverb from renewal time, and clarifies the statutory requirements for escrowing deposits.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No statement of estimated regulatory costs has been prepared.

Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative, must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 326.003(2) FS.

LAW IMPLEMENTED: 326.002, 326.003, 326.004, 326.005, 326.006 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

TIME AND DATE: 9:00 a.m., April 7, 2003

PLACE: Warren Building Meeting Room #B03, 201 West Bloxham Street, Tallahassee, Florida 32301

THOSE PERSONS WHO CANNOT ATTEND IN PERSON MAY SUBMIT THEIR COMMENTS IN WRITING TO: Sharon Elzie, Senior Management Analyst II, 1940 North

Monroe Street, Tallahassee, Florida 32399-1030, within 21 days of this notice. written comments received after the hearing may not be considered.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the agency at least 48 hours before the workshop/hearing/meeting by contacting: Sharon A. Elzie, Senior Management Analyst II, (850)488-1631. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8771.

THE FULL TEXT OF THE PROPOSED RULES IS:

61B-60.001 Definitions and Scope.

(1) For purposes of these rules, the following definitions apply:

(a) through (b) No change.

(c) "Length" as it refers to a yacht or ship in accordance with Section 326.002(4), F.S., shall mean the measurement from end to end over the deck parallel to the centerline excluding sheer. The division shall consider the following in determining the length of a yacht or ship: (1) a U.S. Coast Guard certificate of documentation; (2) a state vessel certificate of title; or (3) a manufacturer's statement of origin.

(d) "Gross Tons" as it refers to a yacht or ship in accordance with Section 326.002(4), F.S., shall mean the standards of volume measurement calculated by the Tonnage Division of the U.S. Coast Guard in accordance with 46 C.F.R. § 69.209 (2002) "Calculation of tonnages," which rule is incorporated by reference.

(e) "Negotiate" means any communication made to a buyer, seller, or agent of a buyer or seller in furtherance of the listing, offer, sale, or exchange of a yacht. This includes communications made orally, verbally, non-verbally, or in writing through any medium at any point in a listing, offer or sale, such as during sea trials, showings of vessels, listings of vessels, preparation of transaction documents, and closings.

(f) "Offer to sell," "offer to buy," or "offer" means the solicitation, advertisement, or inducement, or any other method or attempt, to encourage any person to acquire, sell, or exchange any interest in a yacht. This includes: contacting owners to obtain listings, showing vessels to prospective buyers, presenting offers, accepting deposits, and presenting closing statements to buyers and sellers.

(g)(f) "Principal place of business" shall mean the primary location of the business of a yacht and ship broker.

(h)(e) "Prominently displayed" as it refers to a license of a broker or salesperson in accordance with Section 326.004, F.S., shall mean that the license is placed in a conspicuous location on the premises and is readily visible from the entrance of the principal place of business or branch office.

(i)(f) "Sheer" shall mean longitudinal curvature of the main deck between bow and stern with low point amidships.

(j)(g) "Foreign brokers or salespersons" shall mean those brokers or salespersons who primarily conduct business in states other than Florida or in countries other than the United States and do not maintain a valid license from the division.

(k)(h) "Temporary 90-day license" shall mean the kind of preliminary license issued by the division to an applicant for a yacht and ship salesperson or broker license in accordance with Section 326.004, F.S. Such license shall expire without further notice 90 days from the issuance of the temporary license, upon issuance of a permanent license, or upon the applicant's receipt of the division's notice of intent to deny the application, whichever is earlier.

(2) through (3) No change.

Specific Authority 326.003(2) FS. Law Implemented 326.002(1), 326.004, 326.006 FS. History—New 2-13-90, Formerly 7D-60.001, Amended 11-25-90, 10-11-92, _____.

61B-60.002 General Provisions; Forms and Fees.

(1) through (3) No change.

(4) Fees shall be \$500 for application relating to an initial license and \$500 for biennial renewal of a license. The fee for national fingerprint processing shall be \$43 and shall apply to the initial application process. The fee for each broker's branch office license and renewal thereof shall be \$100, based upon an effective period of 2 years. The fee for reinstating a license that has been suspended due to termination of the surety, surrendered due to a termination of business at a licensed office address, or cancelled due to a change in affiliation shall be \$100.

(5) through (6) No change.

Specific Authority 215.405, 326.003, 326.004 FS. Law Implemented 326.004 FS. History—New 2-13-90, Amended 11-25-90, 10-11-92, Formerly 7D-60.002, Amended 3-13-02, _____.

61B-60.003 Application for and Renewal of Broker or Ssalesperson License.

(1) through (3)(d) No change.

(e) The effective date of the permanent ~~original~~ license will be the date that the temporary license is actually issued by the division. The expiration date of the permanent license will be a date 2 years from date of issuance of the temporary license.

(f) through (8) No change.

(9) The holder of an expired license who fails to ~~timely~~ renew his license within 30 days after such expiration and who desires to perform yacht and ship broker services shall be required to make an initial application to the Division and proceed as provided in Rule 61B-60.004, Florida Administrative Code.

Specific Authority 215.405, 326.003 FS. Law Implemented 326.004, 326.006 FS. History—New 2-13-90, Amended 11-25-90, 10-11-92, Formerly 7D-60.003, Amended 2-13-97, 3-13-02, _____.

61B-60.006 Escrow Trust Depository; Closing Transactions.

(1) through (2) No change.

(3) Within 3 working days of receipt of funds pursuant to a purchase contract, all funds received by a broker or salesperson in connection with the sale, exchange, or purchase of a yacht shall be deposited in the broker's trust account and shall remain in the account until the funds are disbursed pursuant to an agreement of the parties to the transaction the provisions of the contract or controlling statute. "Escrow trust account" shall mean a segregated account as required by Section 326.005, F.S., in which only funds received pursuant to the sale, exchange, or purchase of a yacht as regulated by Chapter 326, F.S., shall be deposited. No personal or operating funds shall be deposited or intermingled with any funds held in an escrow trust account, and monies deposited into the account shall not be used to pay operating expenses.

(4) No change.

Specific Authority 326.003 FS. Law Implemented 326.004, 326.005 FS. History—New 2-13-90, Amended 11-25-90, Formerly 7D-60.006, Amended 3-13-02.

NAME OF PERSON ORIGINATING PROPOSED RULE: Robert Badger, Supervisor, Yachts and Ship Section, Division of Florida Land Sales, Condominiums and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-1030

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Diane Carr, Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 24, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 10, 2003

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE TITLE: Pre-licensing Education for Broker and Salesperson Applicants

RULE NO.: 61J2-3.008

PURPOSE AND EFFECT: The purpose of the proposed rule is to bring the rule into compliance with statutory changes relating to distance education, which took effect July 1, 2002.

SUMMARY: The proposed rule change affects rule provisions relating to distance education.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Costs was prepared.

Any person who wishes to provide information regarding the Statement of Estimated Regulatory Costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this Notice.

SPECIFIC AUTHORITY: 475.05 FS.

LAW IMPLEMENTED: 475.04, 475.17, 475.182, 475.183, 475.451 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 8:30 a.m., or as soon thereafter as possible, April 16, 2003

PLACE: Division of Real Estate, Conference Meeting Room 901, North Tower, 400 West Robinson Street, Orlando, Florida 32801

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Lori Crawford, Deputy Clerk, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N802, Orlando, Florida 32801

THE FULL TEXT OF THE PROPOSED RULE IS:

61J2-3.008 Pre-licensing Education for Broker and Salesperson Applicants.

(1) ~~Any persons~~ desiring to become licensed as a real estate salesperson must satisfactorily complete the ~~Commission-prescribed educational course prescribed by the Commission and~~ designated as Course I. This course will consist of a minimum of 63 ~~classroom~~ hours of 50 minutes each, inclusive of examination, in the basic fundamentals of real estate principles and practices, and basic real estate law, and real estate license law. ~~This rule sets forth t~~The course approval criteria and procedure below are found in paragraph (6) of this rule.

(2) Any licensed salesperson desiring to become licensed as a broker must satisfactorily complete the ~~Commission-prescribed educational course prescribed by the Commission and~~ designated as Course II. This course will consist of a minimum of 72 ~~classroom~~ hours of 50 minutes each, inclusive of examination, in the fundamentals of real estate appraising, investment, financing, and plus brokerage operations and management operations. ~~The course approval criteria and procedure are found in paragraph (6) of this rule. Each salesperson must, as a prerequisite to registering for Course II, have been licensed as an active salesperson for a period of not less than 6 months. The six month active period is not applicable to a full time degree seeking student majoring in real estate at an accredited university, college or community college.~~

(3)(a) Accredited universities, colleges, community colleges and area technical centers in this state or real estate schools registered pursuant to Section 475.451, Florida Statutes ("school"), may offer these Commission-prescribed courses. Satisfactory completion of these courses will not entitle any person to receive a license as a real estate broker or salesperson until such person has met all other requirements of law and has passed the applicable Commission-approved state examination which DBPR administers.

(b) The school permit holder, permitted administrative person, or permitted instructor shall ~~must~~ certify attendance, assure classroom control, assure necessary equipment performance, and ~~shall~~ administer and certify student and course compliance ~~prior to the end of course examination~~.

~~(4)(a) The Commission prescribed Course I for salesperson, or a Commission approved course equivalent to Course I, may be taught through the use of a video tape of instruction by a currently licensed instructor. Quality standards for the video tape and standards for classroom use of video tape instruction are detailed in Rules 61J2 3.016 and 61J2 3.017, Florida Administrative Code. The course approval criteria and procedure are found in paragraph (5) of this rule.~~

~~(b) Course content and level of instruction of a video tape course shall be the same as that contained in the Commission prescribed Course I syllabus. This Commission prescribed course is structured for sequential presentation in twenty 3-hour sessions. The first session must be conducted by "live instruction" using a permitted school instructor. In addition, whenever the video tape is not current with the latest law or real estate practice, the tape must be corrected prior to its use in the classroom or a permitted instructor must be in attendance during the affected portion of that session. The course approval criteria and procedure are found in paragraph (5) of this rule.~~

~~(c) A copy of the initial course video tape must be submitted to the Commission for review and approval at least 60 days prior to its first planned use in a classroom. After approval, subsequent changes to the course video tape must be submitted to the Commission for review and approval prior to use in a classroom.~~

~~(4)(a)(5)(a) Satisfactory course completion is demonstrated by achieving A grade of 70% ~~percent~~ or higher on the Commission-prescribed ~~Commission prescribed~~ end-of-course examination constitutes satisfactory course completion. The examination is administered by the applicable college, university, community college, area technical center or real estate school shall administer the examination upon completion of the classroom instruction, provided the student has not missed. However, notice of satisfactory course completion shall not be issued to any student having absences in excess of 8 classroom hours of instruction. If Aan applicant who does not pass the state-licensing examination within 2 years after the successful course completion date must retake and successfully complete; the course is invalid for licensure.~~

~~(b) The school must submit to the Commission two complete copies of the course materials and end-of-course examination; one submission must be blind. The school must also submit a copy of the course, or access to the course, in the format in which the student will use it. When delivered by distance education, the course and examination shall comply with the "Course Approval Criteria" as follows: A copy of the course and a copy of each form of the end of course~~

~~examinations that will be distributed to students shall be submitted to the Commission for evaluation at least 60 days prior to use. The Commission will issue a status report to the course provider within 30 days after submission of the course and examinations. Approval or denial must be granted before the course and examinations may be offered.~~

~~1. Distance learning necessitates a high level of self-directed and should, therefore, require students to read, conduct research, complete timed-exams and similar assignments, designed to measure the student's competency relative to the required subject matter objectives. Distance learning study must be offered on a classroom-hour for classroom-hour basis.~~

~~2. Schools must demonstrate that the credit hours awarded for distance learning are appropriate to the course offered. The schools may accomplish this objective by demonstrating that students engaged in distance learning have acquired the knowledge, skills, and/or competencies that are at least equivalent to those acquired by students enrolled in classroom studies. Pre-licensure courses shall not be offered by correspondence methods.~~

~~a. The school must demonstrate that the technical processes used in the delivery of the course operate correctly and the instructional strategies its use supports.~~

~~b. The school must have in place alternative plans for the provision of uninterrupted learner services and technical support in the event of primary system failure.~~

~~c. The school must have policies and technical processes in place to verify and document student identity for enrollment, course participation and course completion.~~

~~d. Course submissions shall include a detailed course time-line, and the school shall make the time-line available to students prior to enrollment.~~

~~e. The school must present evidence by means of an objective study that the stated course hours are consistent with actual hours required to complete the course.~~

~~f. The school must describe in detail, the objective method used to ensure students receive only the allotted time to complete the end-of-course examinations.~~

~~g. The school must demonstrate that permitted instructors and technical staff are available during normal business hours for student assistance. Instructor and technical assistance hours must be made available to students and posted in a prominent location.~~

~~h. Pre-licensing courses must conform to the Course I and Course II syllabus. Courses must include learning objective for each session of the syllabus. The course school must describe the method of assessment of the student's performance periodically throughout the course of instruction.~~

~~i. End-of-course examinations shall not include aids such as, but not limited to, hint, back, or retry functionalities. The school must demonstrate that there is a reasonable method in~~

place to prevent duplication of the end-of-course examination. Students shall not take the end-of-course examination without satisfactorily completing all sessions of the syllabus.

j. The school must require the student to submit a statement that includes "I certify that I personally completed all assignments and have not duplicated any portion of the end-of-course examination prior to the taking of the final examination."

Thereafter, it is the responsibility of the school offering the Commission-approved courses to keep the course materials current and accurate, as changing times and laws require, and obtain approval from the Commission at least 60 days before implementing any significant changes to the course during its approval period. Approval or denial of a the Commission-required pre-licensing course (Course I or Course II) will be based on the extent to which the course complies with content covers the material set forth in the appropriate Commission-developed course syllabus, incorporated herein by reference, effective January 1, 2001 (Course I), and effective September 1, 1999 (Course II), incorporated herein by reference as developed by the Commission. Examinations must test the course material. If course approval is denied, the institution or school may resubmit a denied the course, with the mandated changes for re-evaluation. Approval must be granted before the course and examinations may be offered. It is the responsibility of the institution or school offering the Commission-approved courses to keep the course materials current and accurate.

(c) The Commission will approve pre-licensure courses for a period of 24 months and evaluate the course for renewal, provided the school submits the renewal application no later than 90 days prior to the course expiration date. A school may grade an examination within 15 days after the expiration date of the course, provided it receives the materials prior to or on date of expiration. Schools shall notify students of course expiration date upon enrollment. Pre-licensure course materials and examinations will be approved for a 2-year period from the date of the approval. A course may not be offered after the expiration date except for a course that is begun before the expiration date may be completed even if the completion date is after the expiration date.

(d) The institution or school shall develop at least 2 forms of the end-of-course end-of-course examination, and submit them which must be submitted for approval as per provided in paragraph (4)(5)(b) above. Examinations must test the course material. The answer key must be unique for each form of the examination and The answer key must reference the page numbers containing the information upon on which each question and correct answer is based. At least 70% 20% of the questions on each form of the test shall be application oriented. Application level means the ability to use the learned material in a completely new and concrete situation. It usually involves the application of rules, policies, methods, computations, laws,

theories, or any other relevant and available information. No more than 10% of the questions on each form of the test shall be at the knowledge level. Knowledge level means the recall of specific facts, patterns, methods, terms, rules, dates, formulas, names, or other information that should be committed to memory. A school offering the Commission-prescribed courses must maintain a sufficient bank of questions to assure examination validity. The salesperson end-of-course examinations shall contain at least 100 items, or 2 items per instruction-hour. The broker end-of-course examinations shall contain at least 95 items, of which 5 items are 2 points each, which shall cover closing statements or escrow accounts, or 2 items per instruction hour. All questions shall be multiple-choice with 4 answer choices each. The order of the examination questions may not follow the sequence of the course content and the item must not refer the student to the course material. The overall time to complete the end-of-course examination must not exceed the equivalent of 1.8 minutes per item.

(5)(a)(6) The institution or school offering these Commission-prescribed Commission prescribed courses shall inform each student of the standards and requirements at the commencement of each course. Notice of course completion shall comply with be made as prescribed by the Commission in Rule 61J2-3.015, Florida Administrative Code.

(b) In all Commission-approved courses by distance education, the school and permitholder shall provide to students an address, e-mail address and telephone number of a permitted instructor registered with such school, who shall be available, at minimum, during normal business hours, to assist the students with instruction. Normal business hours means 9:00 A.M. to 5:00 P.M., in the appropriate time zone, Monday through Friday, excluding legal holidays.

(6)(7) Students failing the Commission-prescribed end-of-course Commission prescribed end-of-course examination must wait at least 30 days from the date of the original examination to retest again take the end-of-course examination. Within one year of the original end-of-course examination, a student may retest retake the prescribed end-of-course examination a maximum of one time. Otherwise, students failing the end-of-course Commission prescribed end-of-course examination must repeat the Commission prescribed course prior to being eligible to again take the end-of-course end-of-course examination again. Schools shall administer a different form of the end-of-course examination to a student that is retaking the exam or repeating the course. Students retaking the end-of-course examination must be administered a different form of the end-of-course examination.

(7)(8) Make-up Make-up classes and examinations to enable a student to take the end-of-course examination and make-up examinations due to student or family illness may not extend more than 30 days beyond their scheduled class examination date without Commission approval from the

~~Commission. Make-up classes must consist of the original course materials which the student missed. Make up classes must be the classes missed by the student and must consist of the original course material.~~

~~(9) These Commission prescribed courses may be offered by accredited universities, colleges, community colleges and area technical centers in this state or by real estate schools registered pursuant to s. 475.451, Florida Statutes. The course approval criteria and procedure are found in paragraph (6) of this rule. Satisfactory completion of these courses will not entitle any person to receive a license as a real estate broker or salesperson until such person has met all other requirements of law and has passed the applicable examination administered by the BPR.~~

~~(8)(10) Any active member in good standing with The Florida Bar, who is otherwise qualified under the real estate license law, is exempt from the Commission-prescribed Commission prescribed prerequisite education course for licensure as a real estate salesperson. This must be noted on the application to take the salesperson's examination by affixing a copy of the applicant's current Bar card.~~

~~(9)(11) Any applicant for licensure who has received a 4-year degree in real estate from an accredited institution of higher education is exempt from the Commission-prescribed Commission prescribed prerequisite education courses for licensure.~~

Specific Authority 475.05 FS. Law Implemented 475.04, 475.17, 475.182, 475.183, 475.451 FS. History—New 1-1-80, Amended 8-24-80, 9-16-84, Formerly 21V-3.08, Amended 7-16-86, 10-13-88, 5-20-90, 1-13-91, 7-20-93, Formerly 21V-3.008, Amended 12-13-94, 6-14-95, 8-2-95, 12-30-97, 9-1-99, 1-18-00, 11-6-00, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Florida Real Estate Commission
NAME OF SUPERVISOR OR PERSON WHO APPROVED
THE PROPOSED RULE: Florida Real Estate Commission
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: February 19, 2003
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: January 24, 2003

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Florida Real Estate Commission

RULE TITLE: Continuing Education for Active and Inactive
Broker and Salesperson Licensees

RULE NO.: 61J2-3.009

PURPOSE AND EFFECT: The purpose of the proposed rule is to bring the rule into compliance with statutory changes relating to distance education, which took effect July 1, 2002.

SUMMARY: The proposed rule change affects rule provisions relating to distance education.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Costs was prepared.

Any person who wishes to provide information regarding the Statement of Estimated Regulatory Costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this Notice.

SPECIFIC AUTHORITY: 455.2123, 475.01(d),(e),(2), 475.42(1)(c) FS.

LAW IMPLEMENTED: 455.2123, 475.04, 475.17, 475.182, 475.183, 475.451 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 8:30 a.m. or as soon thereafter as possible, April 16, 2003

PLACE: Division of Real Estate, Conference Meeting Room 901, North Tower, 400 West Robinson Street, Orlando, Florida 32801

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Lori Crawford, Deputy Clerk, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N802, Orlando, Florida 32801

THE FULL TEXT OF THE PROPOSED RULE IS:

61J2-3.009 Continuing Education for Active and Inactive Broker and Salesperson Licensees.

(1)(a) All persons holding active or inactive licenses as brokers or salespersons must satisfactorily complete a minimum of 14 ~~classroom~~ hours of instruction of 50 minutes each, as the Commission has prescribed or approved, by the Commission during each license renewal period, excluding the first renewal period of their current license.

(b) The Commission may approve any course, seminar or conference in the real estate practice area provided by a public or private school, firm, association, organization, person, corporation or sponsor ("provider"). The Commission may also prescribe or approve "Specialty" courses on real estate practices totaling 11 hours of instruction of 50 minutes each. The Commission will approve the course for 24 months plus the remaining period of the renewal cycle following the end of the 24 month period at which point the course will expire. A provider must submit two complete sets, including one blind copy, of course materials and end-of-course examinations, if required, to the Commission for evaluation at least 60 days prior to use and receive approval before it may offer the course and examination. A copy of the course and all course materials shall be submitted to the Commission for evaluation at least 60 days prior to use. The Commission will issue a status report to the course provider within 30 days after submission of the course. Approval must be granted before the course and examinations, if required, may be offered. Approval or denial

of a specialty course will be based on the extent to which the course content focuses on real estate issues relevant to Chapter 475, Florida Statutes. Thereafter, it is the responsibility of the provider institution or school offering the Commission-approved courses to keep the course materials current and accurate, as changing times and laws require, and obtain approval from notify the Commission at least 60 days before implementing any significant changes to the course during its approval period.

(2)(a) The Commission-prescribed Commission prescribed Core Law course or courses totaling 3 classroom hours of instruction of 50 minutes each will review and update licensees on the Florida real estate license law, Commission rules, and agency law and provide an introduction to other state laws, and federal laws, and taxes affecting real estate. Approval or denial of the Commission-required Core Law course will be based on the extent to which the course content covers the above-referenced subject areas. Examinations, if required, must test the course material. Approval must be granted before the course and examinations may be offered. If course approval is denied, the institution or school may resubmit the course, with the mandated changes for re-evaluation. It is the responsibility of the institution or school offering the Commission-approved courses to keep the course materials current and accurate, and notify the Commission at least 60 days before implementing any significant changes to the course during its approval period.

(b) "Specialty" courses on real estate practices totaling 11 classroom hours of instruction of 50 minutes each will be prescribed or approved by the Commission. Approval or denial of a specialty course will be based on the extent to which the course content focuses on real estate issues relevant to Chapter 475, Florida Statutes. Examinations, if required, must test the course material. Approval must be granted before the course and examination may be offered. If course approval is denied, the institution or school may resubmit the course, with the mandated changes. It is the responsibility of the institution or school offering the Commission-approved courses to keep the course materials current and accurate, and notify the Commission at least 60 days before implementing any significant changes to the course during its approval period.

(b)(c) A licensee who takes the 3-hour Core Law course in each year of the renewal period shall receive be allowed a total of 6 hours toward the 14-hour requirement. In such event, the "specialty" course hours must need total at least only 8 hours. The purpose of this paragraph is to encourage licensees to keep abreast of changes in the law by taking the Core Law course in each year of the renewal period.

(3) The Commission may approve any course, seminar or conference in the real estate practice area provided by a public or private school, firm, association, organization, person, corporation or society. The course will be approved for 24 months plus the remaining period of the renewal cycle

following the end of the 24 month period at which point the course will expire. A course may not be offered after the expiration date except for a course that is begun before the expiration date may be completed even if the completion date is after the expiration date.

(3)(4) Successfully meeting standards established for each Commission-prescribed course constitutes satisfactory completion of the Commission-prescribed Commission prescribed continuing education course or courses of classroom instruction is demonstrated by successfully meeting standards established for each Commission prescribed course. Notice of satisfactory course completion shall only be issued to any licensee attending a minimum of 90% of each of the classroom hours of Commission prescribed course instruction. A provider shall issue notice of satisfactory classroom course completion only to a licensee attending a minimum of 90% of each of the classroom hours of Commission-prescribed course instruction. Notice of course completion shall be as per Rule 61J2-3.015, Florida Administrative Code.

(5)(a) The continuing education courses required in this rule may be taught by a Commission approved equivalent distance education course. Distance education is education that takes place when the learner is separated from the source of instruction by time and/or distance. Such distance education course subject matter, assignment work, scholastic standards and other related requirements shall be substantially the same as the course offered by classroom instruction, having due regard however, to the different method of presentation.

(4)(a)(b) A grade of 80% or higher on the Commission-prescribed Satisfactory completion of Commission prescribed continuing education course or courses through distance education constitutes satisfactory course completion is demonstrated by achieving a grade of 80% or higher on the Commission approved course final examination prepared and administered by the Florida institution or licensed real estate school offering such distance education course. Students failing the Commission-prescribed Commission prescribed course examination must repeat the Commission prescribed distance education course of study prior to being eligible to again take again the course examination, which must be a different examination from the one the student previously failed. No examination shall contain more than 20% duplication of questions contained in other approved final examinations administered by the Florida institution or licensed real estate school offering the distance education course.

(b)(c) A copy of the distance education course materials and a copy of each form of the end of course examinations that will be distributed to students shall be submitted to the Commission for evaluation and approval at least 60 days prior to use. The provider must submit two complete sets, including one blind copy, of course materials and a minimum of five end-of-course examinations for each course to the Commission

~~for evaluation and approval at least 60 days prior to use shall be submitted for approval. The Commission will issue an acknowledgement of receipt a status report to the course provider within 30 days after submission of the course and examinations. Approval must be granted before the course and examinations may be offered. Thereafter, the course and examinations shall be maintained by each institution or school offering the distance education course in accordance with the Commission approved standard as subsequently modified by changing times, standards and laws. It is the responsibility of the provider institution, school or sponsor offering the Commission-approved Commission approved distance education courses to keep the course material current and accurate, and notify the Commission at least 60 days before implementing any significant changes to the course during its approval period. Examinations must test the course material. If the Commission does not approve the course, the provider may resubmit the course, with the mandated changes for re-evaluation.~~

~~(c)(d) The objective of the distance education course of study end of course examination is to test fairly and reliably whether students have learned essential facts and concepts from the course. The fourteen-hour course This examination shall consist of a minimum of 30 items or, if delivered in smaller modules, the examination shall consist of a minimum of 10 items or 2 items per instruction hour questions. All questions shall be multiple choice with 4 answer choices each. The order of the examination questions may not follow the sequence of the course content. The answer key must be unique for each form of the examination. The answer key must reference the page number(s) containing the information on which each question and correct answer is based. At least 70% of the questions on each form of the examination test shall be at the application level or higher. No more than 10% of the questions on each form of the test shall be at the knowledge level. The answer key must be unique for each form of the examination. Any school Florida institution or licensed real estate school offering the distance education Commission-prescribed 14-hour Commission prescribed continuing education course of study by distance education must maintain a sufficient bank of questions to assure examination validity when administereding the examination to licensees from a common source, such as a specific business, firm or family.~~

1. Application level means ~~is defined as~~ the ability to use the learned material in a completely new and concrete situation. It usually involves the application of rules, policies, methods, computations, laws, theories, or any other relevant and available information.

2. Knowledge level means ~~is defined as~~ recalling specific facts, patterns, methods, terms, rules, dates, formulas, names, or other information that must be committed to memory.

~~(d)(e) In all Commission-approved distance education Commission approved continuing education courses by distance education, the real estate school and school permitholder shall provide to students an address, e-mail address and telephone number of a permitted instructor registered with such school to answer inquiries. The instructor shall be available during normal working hours each business day. Normal Wworking hours means are defined as being 9:00 A.M. to 5:00 P.M., in the appropriate time zone, Monday through Friday, excluding legal holidays.~~

~~(e)(f) A provider may grade an examination within 15 days after the expiration date of the course, provided it receives the materials prior to or on date of expiration. Providers shall notify students of course expiration date upon receipt of course materials. Continuing education courses by distance education will be approved for 24 months plus the remaining period of the license renewal cycle following the end of the 24 month period at which point the course will expire. The license renewal cycles can be found in Rule 61-6.001(4) under Real Estate (Group I, Group II, Group III or Group IV). Courses may not be offered, distributed or graded after the expiration date. However, a 15 day grace period beyond the expiration date will be allowed in order to grade an examination postmarked or otherwise received prior to the expiration date of the course. Students must be notified of the course expiration date upon receipt of the course materials.~~

~~(g) When the continuing education course by distance education is in the form of a video tape, the video tape must conform to the video tape quality standards found in paragraphs (2) through (4) of Rule 61J2-3.016, Florida Administrative Code.~~

~~(6) The Florida institution, licensed real estate school or Commission approved sponsor offering these Commission prescribed or approved courses shall inform each student of the standards and requirements at the commencement of each course by providing each student a course syllabus that clearly states the course objective(s) and explains the desired learning outcomes. At least 70% of the desired learning outcomes shall be at the application level or higher. No more than 10% of the desired learning objectives shall be at the knowledge level. Notice of course completion shall be made as prescribed by the Commission in Rule 61J2-3.015, Florida Administrative Code.~~

~~(6)(7) Accredited universities, colleges and community colleges in this state, area technical centers, approved providers or real estate schools licensed pursuant to Section 475.451, Florida Statutes, may offer (The Commission-prescribed Commission prescribed or approved specialty courses, may be offered by accredited universities, colleges and community colleges in this state, area technical centers, approved sponsors or real estate schools licensed pursuant to s. 475.451, Florida Statutes. Accredited universities, colleges and community colleges in this state, area technical centers or real estate schools licensed pursuant to~~

~~Section 475.451, Florida Statutes, may offer t~~The ~~Commission-prescribed~~ ~~Commission prescribed~~ Core Law course or courses ~~may be offered by accredited universities, colleges and community colleges in this state, area technical centers or real estate schools licensed pursuant to s. 475.451, Florida Statutes.~~ Satisfactory completion of these courses will not entitle any person to renew a license as a real estate broker or salesperson until such person has met all requirements of law.

~~(7)(8)~~ Any active member in good standing with The Florida Bar, ~~and~~ who is otherwise qualified under the real estate license law, is exempt from the continuing education requirements of this rule.

~~(8)(9)~~ Of the required 14 classroom hours, a licensee may apply a maximum of 3 hours ~~may be applied~~ toward the continuing education "specialty" course hours by attending a meeting of the Commission wherein disciplinary cases are considered during a renewal cycle. Licensees must attend the entire day of disciplinary cases to receive the continuing education "specialty" credit hours. At least 7 days of advance notice of the intent to attend the disciplinary case session must be given to the Education Section of the Division of Real Estate so attendance may be monitored. Failure to give advance notice may ~~will~~ result in no credit hours. A maximum of 3 hours will be allowed during a renewal cycle. A licensee may not earn any continuing education credit hours may not be earned when the licensee for attendings a Commission meeting disciplinary case session as a party to a disciplinary action.

~~(9)(10)~~ An instructor who teaches a Commission-approved ~~Commission approved~~ continuing education course may use the course towards the satisfactory completion of the salesperson or broker continuing education requirement. However, an instructor may not claim the course more than once in a renewal cycle.

Specific Authority 455.2123, 475.01(1)(d),(e),(2), 475.05, 475.42(1)(c) FS. Law Implemented 455-2123, 475.04, 475.17, 475.182, 475.183, 475.451 FS. History—New 1-1-80, Amended 8-24-80, 10-19-83, 9-16-84, Formerly 21V-3.09, Amended 10-13-88, 6-17-91, 12-29-91, 12-8-92, 6-28-93, Formerly 21V-3.009, Amended 2-2-94, 11-13-94, 5-13-96, 12-30-97, 10-25-98, 3-7-99, 1-18-00, 9-17-00, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Florida Real Estate Commission
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Florida Real Estate Commission
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 19, 2003
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 24, 2003

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE TITLE: License Reactivation Education for Brokers and Salespersons
RULE NO.: 61J2-3.010

PURPOSE AND EFFECT: The purpose of the proposed rule is to bring the rule into compliance with statutory changes relating to distance education, which took effect July 1, 2002.

SUMMARY: The proposed rule change affects rule provisions relating to distance education.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Costs was prepared.

Any person who wishes to provide information regarding the Statement of Estimated Regulatory Costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this Notice.

SPECIFIC AUTHORITY: 475.05 FS.

LAW IMPLEMENTED: 475.04, 475.17, 475.182, 475.183, 475.451 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 8:30 a.m., or as soon thereafter as possible, April 16, 2003

PLACE: Division of Real Estate, Conference Meeting Room 901, North Tower, 400 West Robinson Street, Orlando, Florida 32801

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Lori Crawford, Deputy Clerk, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N802, Orlando, Florida 32801

THE FULL TEXT OF THE PROPOSED RULE IS:

61J2-3.010 License Reactivation Education for Brokers and Salespersons.

(1) Brokers and salespersons holding an involuntarily inactive license may only maintain this status for 2 years. The first day of this allowable ~~2 two~~-year period is the first day the broker or salesperson failed to hold a valid and current active or voluntarily inactive license. After the second year, the broker's or salesperson's right to request an active or voluntarily inactive license automatically expires, by operation of law.

(2) Brokers and salespersons wishing to reactivate an involuntary ~~their license as active or voluntarily~~ inactive license within this 2-year period must satisfactorily complete a Commission-prescribed ~~Commission prescribed~~ educational course of instruction.

(3) ~~When a licensee may reactivate a license, which has been involuntarily inactive for 12 months or less, the reactivation education requirement may be met by satisfactorily completing the continuing education requirement of Rule 61J2-3.009, F.A.C. When a licensee may reactivate a license, which has been involuntarily inactive for more than 12 months but less than 24 months, the requirement shall be met by satisfactorily completing 28 hours of a Commission-prescribed Commission prescribed classroom hours of the prerequisite education course for licensure as a salesperson (Course I). The Course I classroom hours must be based on an approved course as set forth in Rule 61J2-3.008, F.A.C. Emphasis shall be placed on the real estate law and license law portions of this course.~~

(4) ~~A licensee may demonstrate When classroom reactivation courses are required, satisfactory completion for reactivation is demonstrated by achieving a grade of 70% or higher on the Commission-prescribed Commission prescribed 25 item end-of-course examination. The School shall test only students who have completed This examination is administered by the applicable university, college, community college, area technical center or real estate school; however notice of satisfactory completion shall not be issued to any student who has not attended at least 90% of the required classroom hours of instruction.~~

(5) ~~The institution or school offering these Commission-prescribed Commission prescribed courses shall inform each student of the standards and requirements at the commencement of each course and issue a-~~ Notice of course completion shall be made as prescribed by the Commission in Rule 61J2-3.015, Florida Administrative Code.

(6) Students failing the Commission-prescribed ~~Commission prescribed~~ course examination must wait at least 30 days from the date of the original examination to again take again the end-of-course ~~end of course~~ examination. Within one year of the original end-of-course ~~end of course~~ examination, a student may retake the prescribed end-of-course ~~end of course~~ examination a maximum of one time. Otherwise, students failing the Commission-prescribed ~~end of course~~ examination must repeat the Commission-prescribed ~~Commission prescribed~~ course prior to being eligible to again take again the end-of-course ~~end of course~~ examination.

(7) ~~These Commission prescribed courses may be offered by Accredited universities, colleges, community colleges in this state, area technical centers or by real estate schools registered pursuant to Sections- 475.451, Florida Statutes, may offer the Commission-prescribed courses.~~ Satisfactory completion of these courses will not entitle any person to reactivate an involuntary inactive license as a real estate broker or salesperson until such person has met all other requirements of law.

(8) Any active member in good standing with The Florida Bar, who is otherwise qualified under the real estate license law, is exempt from the reactivation education requirements of this rule. ~~This must be noted on the renewal request by affixing a copy of the licensee's current Bar card.~~

Specific Authority 475.05 FS. Law Implemented 475.04, 475.17, 475.182, 475.183, 475.451 FS. History—New 1-1-80, Amended 8-24-80, 9-16-84, Formerly 21V-3.10, Amended 10-13-88, 6-28-93, Formerly 21V-3.010, Amended 12-30-97, 10-25-98, 1-18-00, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Florida Real Estate Commission
NAME OF SUPERVISOR OR PERSON WHO APPROVED
THE PROPOSED RULE: Florida Real Estate Commission
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: February 19, 2003
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: January 24, 2003

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE TITLE: Post-licensing Education for Active and Inactive Broker and Salesperson Licensees
RULE NO.: 61J2-3.020

PURPOSE AND EFFECT: The purpose of the proposed rule is to bring the rule into compliance with statutory changes relating to distance education, which took effect July 1, 2002.

SUMMARY: The proposed rule change affects rule provisions relating to distance education.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Costs was prepared.

Any person who wishes to provide information regarding the Statement of Estimated Regulatory Costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this Notice.

SPECIFIC AUTHORITY: 475.05, 475.17 FS.

LAW IMPLEMENTED: 475.04, 475.17, 475.182 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW:

TIME AND DATE: 8:30 a.m., or as soon thereafter as possible, April 16, 2003

PLACE: Division of Real Estate, Conference Meeting Room 901, North Tower, 400 West Robinson Street, Orlando, Florida 32801

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Lori Crawford, Deputy Clerk, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N802, Orlando, Florida 32801

THE FULL TEXT OF THE PROPOSED RULE IS:

61J2-3.020 Post-licensing Education for Active and Inactive Broker and Salesperson Licensees.

(1) All applicants for licensure who pass a broker or salesperson licensure examination must satisfactorily complete a Commission-prescribed ~~Commission—prescribed~~ post-licensing educational course requirement prior to the first renewal following initial licensure. The licensee must take the ~~post-licensing course or courses must be taken~~ at an accredited college, university, community college, or area technical center in this state, ~~or at a real estate school registered, pursuant to Section s. 475.451, Florida Statutes, or Commission-approved given by a Commission approved sponsor (“provider”).~~

(a) For a licensed salesperson, the post-licensing education requirement ~~course~~ shall consist of one or more Commission-approved courses which total at least 45 ~~classroom~~ hours of 50 minutes each, inclusive of examination, in subjects including, but not limited to: agency law, property management, appraisal, real estate finance, or economics of real estate management. Post-licensing courses shall consist of a minimum of 15 hours of instruction of 50 minutes each.

(b) For a broker, the post-licensing education requirement ~~course~~ shall consist of one or more Commission-approved courses which total at least 60 ~~classroom~~ hours of 50 minutes each, inclusive of examination, in subjects including, but not limited to: agency law, advanced appraisal, advanced property management, real estate marketing, business law, advanced real estate investment analysis, advanced legal aspects, general accounting, real estate economics, syndications, commercial brokerage, feasibility analysis, advanced real estate finance, residential brokerage, or real estate brokerage office operations.

(2) Post-licensing education courses shall be training oriented, to the maximum extent possible, and shall build on the academic body of knowledge from ~~acquired during~~ the pre-licensing education courses. All courses shall emphasize ~~development of the skills necessary for licensees to operate effectively and to provide increased public protection to the public shall be emphasized in all courses.~~

~~(3) The course content for both broker and salesperson post-licensing education courses shall be directed toward the various real estate specialty areas, that is, brokers or salespersons specializing in residential sales shall be able to take courses directly related to improving their knowledge and skills in that area. Other specialty areas to be considered are commercial sales, property management, business opportunity and business enterprise sales, syndication and counseling. Additional specialty areas also may be considered by the Commission.~~

~~(3)(4)(a)~~ The provider must submit two complete copies of the course materials and end-of-course examination; one submission must be blind. The provider must also submit a copy of the course, or access to the course, in the format in

which the student will use it. The course and examination, when delivered via distance education, shall comply with the “Course Approval Criteria” as follows: The Commission will issue a status report to the course provider within 30 days after submission of the course. Approval or denial of the course will be based on the extent to which the course content covers the material set forth in paragraph (1)(a) above for salespersons and paragraph (1)(b) above for brokers. Examinations must test the course material. If course approval is denied, the institution or school may resubmit the course, with the mandated changes. Institutions, schools and sponsors offering Commission approved post-licensing education courses are responsible for keeping the course subject matter current and accurate.

1. Distance learning necessitates a high level of self-direction and should, therefore, require students to read, conduct research, complete timed-exams and similar assignments, designed to measure the student’s competency relative to the required subject matter objectives. Distance learning study must be offered on a classroom-hour for classroom-hour basis.

2. Providers must demonstrate that the credit hours awarded for distance learning are appropriate to the course offered. The provider may accomplish this objective by demonstrating that students engaged in distance learning have acquired the knowledge, skills, and/or competencies that are at least equivalent to those acquired by students enrolled in classroom studies. Post-licensure courses shall not be offered by correspondence methods.

a. The provider must demonstrate that the technical processes used in the delivery of the course operate correctly and the instructional strategies its use supports.

b. The provider must have in place alternative plans for the provision of uninterrupted learner services and technical support in the event of primary system failure.

c. The provider must have policies and technical processes in place to verify and document student identity for enrollment, course participation and course completion.

d. Course submissions shall include a detailed course time-line, and the provider shall make the time-line available to students prior to enrollment.

e. The provider must present evidence by means of an objective study that the stated course hours are consistent with actual hours required to complete the course.

f. The provider must describe in detail, the objective method used to ensure students receive only the allotted time to complete the end-of-course examinations.

g. The provider must demonstrate that permitted instructors and technical staff are available during normal business hours for student assistance. Instructor and technical assistance hours must be made available to students and posted in a prominent location.

h. Post-licensing courses must include learning objective for each session of the syllabus. The course provider must describe the method of assessment of the student's performance periodically throughout the course of instruction.

i. End-of-course examinations shall not include aids such as, but not limited to, hint, back, or retry functionalities. The provider must demonstrate that there is a reasonable method in place to prevent duplication of the end-of-course examination. Students shall not take the end-of-course examination without satisfactorily completing all sessions of the syllabus.

j. The provider must require the student to submit a statement that includes "I certify that I personally completed all assignments and have not duplicated any portion of the end-of-course examination" prior to the taking of the final examination.

Thereafter, it is the responsibility of the provider offering the Commission-approved courses to keep the course materials current and accurate, as changing times and laws require, and obtain approval from the Commission at least 60 days before implementing any significant changes to the course during its approval period. If the Commission does not approve the course, the provider may resubmit a denied course, with the mandated changes for re-evaluation.

(b) The course syllabus and examinations will be approved for a 2 year period from the date of approval. A course may not be offered after the expiration date except for a course that is begun before the expiration date may be completed even if the completion date is after the expiration date.

(4)(5) Satisfactory course completion is demonstrated by achieving a grade of 75% or higher on the Commission-prescribed end-of-course examination constitutes satisfactory course completion. The provider shall develop at least 2 unique forms of the end-of-course examinations and submit them shall be submitted for approval with a the detailed course syllabus and shall test the learning objectives contained therein. The answer key must be unique for each form of the examination and. The answer key must reference the page numbers containing the information on which each question and correct answer is based. Examinations must test the material. The Commission approved examination shall be administered by the applicable university, college, community college, area technical center, registered real estate school, or Commission approved sponsor. At least 70% of the questions on each form of the test shall be application oriented. Application level means the ability to use the learned material in a completely new and concrete situation. It usually involves the application of rules, policies, methods, computations, laws, theories, or any other relevant and available information. No more than 10% of the questions on each form of the test shall be at the knowledge level. Knowledge level means the recall of specific facts, patterns, methods, terms, rules, dates, formulas, names or other information that should be committed to memory. A provider offering the Commission-prescribed

courses must maintain a sufficient bank of questions to assure examination validity. End-of-course examinations shall contain at least 100 items. A course that is thirty-hours or less shall contain a minimum of 50 items. All questions shall be multiple choice with 4 answer choices each. The order of the examination questions may not follow the sequence of the course content. The overall time to complete the end-of-course examination must not exceed the equivalent of 1.8 minutes per item.

(5) The Commission shall approve post-licensure courses for a period of 24 months and consider renewals only if the provider submits the renewal application no later than 90 days prior to the course expiration date. A provider may grade an examination within 15 days after the expiration of the course, provided it receives the materials prior to or on date of expiration.

(6) The provider shall administer the examination and issue a notice of satisfactory completion, as per Rule 61J2-3.015, Florida Administrative Code, provided the student has not missed in excess of 10% of the instruction and has passed the end-of-course examination with a grade of 75% or higher. Notice of satisfactory course completion shall only be issued to any student attending a minimum of 90% of the classroom hours for each course.

(7) The provider institutions, schools or sponsors offering these Commission-prescribed Commission-prescribed or approved courses shall inform each student of the standards and requirements at the commencement of each course. Notice of course completion shall comply with be made as prescribed by the Commission in Rule 61J2-3.015, Florida Administrative Code. In all Commission-approved courses offered by distance education, the provider or permitholder shall provide to students an address, e-mail address and telephone number of a Commission approved instructor registered with such provider, who shall be available, at minimum, during normal business hours to assist the students with instruction. Normal business hours means 9:00 A.M. to 5:00 P.M. in the appropriate time zone, Monday through Friday, excluding legal holidays.

(8)(a) Students failing the Commission-prescribed end-of-course Commission-prescribed post licensing education end of course examination must wait at least 30 days from the date of the original examination to retest again take the end of course examination. Within one year of the original end of course examination, a student may retest retake the prescribed end of course examination a maximum of one time. Otherwise, students failing the Commission-prescribed Commission-prescribed end-of-course end of course examination must repeat the Commission-prescribed course prior to being eligible to again take the end-of-course end of course examination. Providers shall administer a different form of the end-of-course examination to a student that is retaking the

~~exam or repeating the course. Students retaking the end of course examination must be administered a different form of the end of course examination.~~

(b) ~~Make-up~~ ~~Make-up~~ classes ~~and examinations~~ to enable a student to take the prescribed ~~end-of-course~~ ~~end of course~~ examination due to student or family illness may not extend more than 30 days beyond the class scheduled ~~end-of-course~~ ~~end-of-course~~ examination ~~date~~ without ~~Commission~~ approval. ~~Make-up classes must consist of the original course materials which the student missed be the classes missed by the student and must consist of the original Commission prescribe course material.~~

(9) The Commission may allow an additional 6-month period after the first renewal following initial licensure for brokers and salespersons that cannot, due to individual physical hardship, complete the course or courses within the required time. Individual physical hardship shall be as defined in subsection 61J2-3.013(2), Florida Administrative Code. ~~Requests under this rule shall be handled in the same manner as contained in Rule 61J2-3.013(3), Florida Administrative Code.~~

(10) Any licensee who has received a 4-year degree in real estate from an accredited institution of higher education is exempt from the post-license education requirements.

Specific Authority 475.05, 475.17 FS. Law Implemented 475.04, 475.17, 475.182 FS. History--New 1-1-89, Amended 1-4-90, 6-28-93, Formerly 21V-3.020, Amended 8-2-95, 12-30-97, 2-24-00, 7-23-00,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Florida Real Estate Commission
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Florida Real Estate Commission
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 19, 2003
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 24, 2003

**DEPARTMENT OF HEALTH
Board of Chiropractic Medicine**

RULE TITLE: Licensure Examination
RULE NO.: 64B2-11.003
PURPOSE AND EFFECT: The Board proposes to delete a portion of the existing rule text.
SUMMARY: The Board is deleting that portion of the rule, which allows certain diplomats to take only portions of the exam rather than the entire exam.
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Cost was prepared.
Any person who wishes to provide information regarding the statement of estimated costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 456.017(1), 460.405 FS.
LAW IMPLEMENTED: 456.017(1), 460.406(1) FS.
IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD SCHEDULED AND ANNOUNCED IN THE FAW.
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe Baker, Jr., Board Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3259

THE FULL TEXT OF THE PROPOSED RULE IS:

64B2-11.003 Licensure Examination.

(1) through (3) No change.

~~(4) An applicant who is a diplomate of the American Board of Chiropractic Roentgenology shall not be required to take the portion of the practical examination measuring X-ray interpretation of chiropractic and pathology films. An applicant who is a diplomate of the American Board of Chiropractic Orthopedics shall not be requested to take the portion of the practical examination measuring orthopedic diagnosis.~~

~~(4)(5) No change.~~

Specific Authority 456.017(1), 460.405 FS. Law Implemented 456.017(1), 460.406(1) FS. History--New 1-10-80, Amended 3-15-81, 10-25-83, 10-10-85, Formerly 21D-11.03, Amended 10-6-86, 5-10-87, 10-12-87, 1-5-88, 3-24-88, 4-19-89, 12-31-89, 7-8-90, 7-15-91, 4-26-93, 7-14-93, Formerly 21D-11.003, Amended 3-7-94, Formerly 61F2-11.003, 59N-11.003, Amended 11-4-98, 5-5-02,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Chiropractic Medicine
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Chiropractic Medicine
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 7, 2003
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 28, 2003

**DEPARTMENT OF HEALTH
Board of Occupational Therapy**

RULE TITLE: Requirements for License Renewal of an Active License
RULE NO.: 64B11-5.001
PURPOSE AND EFFECT: Revise and clarify continuing education requirements.
SUMMARY: The rule increases the amount of allowed home study continuing education, clarifies licensee responsibility when audited, and imposes a "laws and rules" requirement for continuing education.
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No Statement of Estimated Regulatory Cost was prepared.

Any person who wishes to provide information regarding the statement of estimated costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 456.036, 468.219 FS.

LAW IMPLEMENTED: 456.013, 456.033, 456.036, 468.219 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kaye Howerton, Executive Director, Board of Occupational Therapy, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

THE FULL TEXT OF THE PROPOSED RULE IS:

64B11-5.001 Requirements for License Renewal of an Active License.

An active license shall be renewed upon demonstration that the licensee has paid the renewal fee set forth in Rule 64B11-2.009 or 64B11-3.007, F.A.C., respectively, and has complied with the following requirements:

(1) As a condition to the renewal of an active license, an occupational therapist must complete twenty-six (26) ~~twenty-four (24)~~ hours of approved continuing education per biennium.

(2) As a condition to the renewal of an active license, an occupational therapist assistant must complete twenty-six (26) ~~twenty-four (24)~~ hours of approved continuing education per biennium.

(3) A licensee may perform no more than twelve (12) ~~six (6)~~ hours of continuing education as home study education per biennium. For purposes of this paragraph, a web-based, satellite transmitted or online instruction program that allows or requires the licensee to interact or communicate back and forth with the instructor during the presentation of the program is not home study education.

(4) As part of the twenty-six (26) hours of continuing education required herein for license renewal, the licensee shall complete one (1) ~~two (2)~~ hour of HIV/AIDS education as set forth in Section 456.033, F.S., or a course in end of life care and palliative health care, so long as the licensee has completed an approved one (1) ~~two (2)~~ hour HIV/AIDS course in the immediately preceding biennium.

(5) No change.

(6) As part of the twenty-six (26) hours of continuing education required herein for licensure renewal, each licensee shall attend a two (2) hour Board approved course on laws and rules, i.e., Chapters 456 and 468, Part III, Florida Statutes, and Chapter 64B11, Florida Administrative Code.

~~(7)(6)~~ The licensee must retain such receipts, vouchers, certificates or other papers necessary to document completion of the required continuing education for a period of not less than four (4) years from the date the course was taken. The Board will audit licensees at random to assure that the continuing education requirements have been met. Upon being audited, a licensee shall provide documentation to the Board within thirty (30) days that shows proof of compliance with the continuing education requirements imposed herein.

~~(7) All continuing education programs and courses meeting the requirements of Rule 64B11-6.001, F.A.C., taken after January 31, 1995 and prior to October 30, 1995 shall be deemed approved continuing education for purposes of this rule.~~

(8) Those persons certified for licensure in the second half of the biennium are exempt from the continuing education requirements for that biennium, except for the two hour prevention of medical errors course requirement referenced above and required by Section 456.013, Florida Statutes, and except for the one (1) hour HIV/AIDS education or end of life care and palliative health care course referenced above as required by Section 456.033, Florida Statutes.

(9) No change.

Specific Authority 456.036, 468.219 FS. Law Implemented 456.013, 456.033, 456.036, 468.219 FS. History—New 4-17-95, Amended 10-30-95, 3-11-96, Formerly 59R-64.060, Amended 9-23-99, 10-18-01, 6-25-02, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Occupational Therapy

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Occupational Therapy

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 24, 2003

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 27, 2002

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE TITLES:	RULE NOS.:
Laboratory Certification Standards	64E-1.0015
Records, Reports, and Contractual Agreements	64E-1.005
Fees and Certification Categories	64E-1.007
Certification Requirements	64E-1.102
Display of Certificate and Use of Certification	64E-1.105
Proficiency Testing Requirements	64E-1.106

PURPOSE AND EFFECT: The proposed rule amendments will update the criteria for laboratory certification to conform to the 2001 version of the consensus standards adopted at the National Environmental Laboratory Accreditation Conference (NELAC). The Fields of Accreditation offered for certification are realigned into the tiered combinations of sample matrix (e.g., drinking water, solid and chemical materials), analytical test method (e.g., SM9222B, EPA Method 624), and analyte (the environmental component or species being tested). The

Fields of Proficiency Testing are also aligned in this same tiered combination, for direct correspondence to the relevant Fields of Accreditation bestowed through certification to qualified environmental testing laboratories.

SUMMARY: The scope of certification offered will be organized into category groups based on sample matrix (e.g., Non-potable Water, Air and Emissions) rather than regulatory program (e.g., SDWA, RCRA, CWA). An additional category group will be established for Biological Tissues. Proficiency testing will also be test method-based, along with matrix and analyte, to provide direct correlation to the certification offered. The certification requirements will be updated to the 2001 version of the NELAC Standards adopted herein by reference. The newer version provides significant improvements over the 1999 version that is currently in effect.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: There is no direct impact of regulatory costs imposed on environmental testing laboratories based on these proposed rule amendments. However, laboratories certified for more than one test method per analyte may incur an indirect, increased cost of purchasing and analyzing additional proficiency test samples. Regarding certification fees, the few laboratories that are currently certified for one regulatory program but analyzing multiple sample matrices will incur higher certification fees. However, other laboratories performing test methods in several regulatory programs but only on one sample type will see a decrease in their certification fees.

SPECIFIC AUTHORITY: 381.00591, 403.0625(3), 403.863(1), 403.863(2) FS.

LAW IMPLEMENTED: 381.00591, 403.0625(1), 403.0625(2), 403.0625(4), 403.863(1), 403.863(3), 403.863(4), 403.863(7), 403.8635(1), 403.8635(2), 403.8635(3) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE TIME, DATE AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

TIME AND DATE: 9:00 a.m., April 11, 2003

PLACE: Florida Department of Health, Bureau of Laboratories, Porter Auditorium, 1217 N. Pearl Street, Jacksonville, FL 32202

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Stephen A. Arms, Program Administrator, Bureau of Laboratories, P. O. Box 210, Jacksonville, FL 32231

THE FULL TEXT OF THE PROPOSED RULES IS:

64E-1.0015 Laboratory Certification Standards.

Any environmental testing laboratory certified or seeking certification pursuant to this rule shall comply with Section 1.8.1; Appendix A to Chapter 1 (Program Policy and

Structure); Sections 2.1.3, 2.2.3, 2.4, 2.5, 2.7.2, 2.7.3, 2.7.4, 2.7.6, 3.4.5, 3.5, 4.0, 4.1, 4.2, 4.3, 4.4, and 4.6; Chapter 5 (Quality Systems) and its Appendices; and Sections 6.2.2, and 6.8, and Appendix A to Chapter 6 (Accrediting Authority) of the standards adopted at the National Environmental Laboratory Accreditation Conference (NELAC) on May 25, 2001 July 1, 1999, which are adopted herein by reference.

Specific Authority 381.00591, 403.0625(3), 403.863(2) FS. Law Implemented 381.00591, 403.0625(1), 403.0625(2), 403.0625(4), 403.863(3), 403.863(4), 403.863(7), 403.8635(1), 403.8635(2) FS. History--New 4-16-00, Amended _____.

64E-1.005 Records, Reports, and Contractual Agreements.

(1) Laboratories shall maintain analytical performance according to Chapter 5 of the NELAC Standards, referenced in Rule 64E-1.0015, F.A.C., for those analytes and test methods with which they have been certified or are seeking certification. Each certified laboratory shall maintain the documentation required in Chapter 5 of the NELAC Standards and comply with the laboratory report format and content requirements in Section 5.13 of the NELAC Standards.

(2) For compliance with the Florida Safe Drinking Water Act, the laboratory will report the information described in Rule 62-550.730(2)(a), F.A.C., revised on 11-27-2001 12-9-96, in the appropriate format approved by the Department of Environmental Protection.

(a) The laboratory may report presumptive positive microbiological results immediately without waiting for total coliform confirmation. The laboratory shall report confirmed positive total coliform results to the supplier of water no later than the end of the next business day after confirmed positive total coliform results are determined. The laboratory shall report positive fecal coliform or *E. coli* results to the supplier of water by the end of the day when the results are determined, unless the results are determined after the water supplier's office is closed, in which case the laboratory shall report the results to the water supplier before the end of the next business day. If a laboratory invalidates a sample due to heterotrophic interference as described in paragraph Rule 62-550.518(10)(b), F.A.C., revised on 11-27-2001 12-9-96, the replacement sample must be analyzed by a Department of Health certified laboratory using a method less susceptible to heterotrophic interference (e.g. MMO-MUG).

(b) Whenever a sample result, or the average of the results from an initial sample and a confirmation sample, exceeds the maximum contaminant level for nitrate, nitrite, or total nitrate-nitrite, the laboratory shall report the result to the supplier of water by the end of the day when the result was determined, unless the result was determined after the water supplier's office is closed, in which case the laboratory shall report the result to the water supplier before the end of the next business day.

(c) Whenever a sample result exceeds the maximum contaminant level for any other contaminant listed in Rules 62-550.310 or 62-550.320, F.A.C., revised on 11-27-2001 12-9-96, the laboratory shall report the result to the supplier of water no later than the end of the next business day after the result was determined.

~~(d) Whenever an unregulated contaminant listed in Rules 62-550.405, 62-550.410, or 62-550.415, as revised on 12-9-96, is detected in a sample, the laboratory shall report the result to the supplier of water no later than four business days after the result was determined.~~

~~(d)(e)~~ For the purposes of this chapter, a result is considered determined when the laboratory director or his/her designee signs or authenticates the report with the results. The results shall be reported in such a manner that the supplier of water receives the results within the indicated timeframes in paragraphs (2)(a) through (2)(c)~~(d)~~ of this section.

Specific Authority 381.00591, 403.0625(3), 403.863(2) FS. Law Implemented 381.00591, 403.0625(1), 403.0625(2), 403.0625(4), 403.851, 403.863(3), 403.863(4), 403.863(7), 403.8635(1), 403.8635(2) FS. History--New 4-22-79, Amended 3-7-85, Formerly 10D-41.59, Amended 12-12-89, 11-15-90, 8-5-93, 4-19-95, 4-25-96, Formerly 10D-41.059, Amended 4-16-00, _____.

64E-1.007 Fees and Certification Categories.

(1) Application Fee – An applicant for certification must submit to the Department of Health a non-refundable fee of \$200 for the evaluation and processing of each application. The Department of Health shall assess an additional fee of \$200 for each subsequent application for additional Fields of ~~Accreditation Testing~~, as defined in Appendix A to Chapter 1 of the NELAC Standards, referenced in Rule 64E-1.0015, F.A.C.

(2) Certification Fee – In addition to the application processing fee, the Department of Health shall charge nonrefundable fees for the initial certification and on application for annual renewal for each category of certification in each category group in subsections Rules 64E-1.007(6) through 64E-1.007(10)~~(9)~~, F.A.C., below as follows:

(a) Chemistry, Toxicity ~~Whole Effluent Toxicology~~, Microscopy, and Microbiology

- 1. One category \$500
- 2. Two categories \$1000
- 3. Three categories \$1500
- 4. Four or more categories \$2000

(b) Radiochemistry..... \$500

(3) Laboratories approved after July 1 shall have the certification fees prorated on a quarterly basis beginning with the quarter in which the department issues certification.

(4) The Department of Health shall assess the travel expenses it incurs as a result of on-site inspection to the out-of-state laboratories, in addition to the application and certification fees in this section. An in-state laboratory shall reimburse the department for on-site inspection travel expenses if the department conducts an inspection, in addition to the

inspection conducted pursuant to subsection 64E-1.104(1), F.A.C., at the laboratory’s written request. If the department does not conduct the requested inspection within 60 days of the request, the department shall not charge these expenses to the laboratory.

(5) The laboratory shall pay all fees required by subsections (2) through (4) of this section within 90 days of the date of invoice. For annual renewal of certification, the laboratory shall pay the fees required by subsection (2) of this section by July 1 of each calendar year.

(6) For the Safe Drinking Water Matrix Act (SDWA) category group, certification is available in the following categories:

- (a) Microbiology,
- (b) Primary Inorganic Contaminants,
- (c) Secondary Inorganic Contaminants,
- (d) Radiochemistry,
- (e) Synthetic Organic Contaminants,
- (f) Dioxin,
- (g) Other Regulated Contaminants (e.g., Volatile Organic Contaminants),
- (h) Group I Unregulated Contaminants,
- (i) Group II Unregulated Contaminants, and
- (j) Group III Unregulated Contaminants.

(7) For the Non-Potable Clean Water Matrix Act (CWA) category group, including ambient monitoring of surface water and groundwater, certification is available in the following categories:

- (a) Microbiology,
- (b) ~~Whole Effluent~~ Toxicity (Bioassay),
- (c) Radiochemistry,
- (d) Metals,
- (e) General Chemistry,
- (f) Volatile Organics,
- (g) Extractable Organics, and
- (h) Pesticides-Herbicides-PCB’s.

(8) For the Solid and Chemical Materials Matrix Resource Conservation and Recovery Act (RCRA) and Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) category group, and all programs under the purview of the Florida Department of Environmental Protection’s ~~Waste Management Division~~, certification is available in the following categories:

- (a) Microbiology,
- (b) ~~Whole Effluent~~ Toxicity (Bioassay),
- (c) Radiochemistry,
- (d) Metals,
- (e) General Chemistry,
- (f) Volatile Organics,
- (g) Extractable Organics, and
- (h) Pesticides-Herbicides-PCB’s.

(9) For the ~~Clean Air and Emissions Matrix Act (CAA)~~ category group, the categories of certification available are:

- (a) General Chemistry,
- (b) Volatile Organics,
- (c) Extractable Organics, and
- (d) Pesticides-~~Herbicides-~~ and PCB's.

(10) For the Biological Tissue Matrix category group, certification is available in the following categories:

- (a) Microbiology,
- (b) Toxicity (Bioassay),
- (c) Radiochemistry,
- (d) Metals,
- (e) General Chemistry,
- (f) Volatile Organics,
- (g) Extractable Organics, and
- (h) Pesticides-Herbicides-PCB's.

Specific Authority 381.00591, 403.0625(3), 403.863(2) FS. Law Implemented 381.00591, 403.0625(1), 403.0625(4), 403.863(4), 403.8635(3) FS. History—New 3-7-85, Formerly 10D-41.62, Amended 12-12-89, 8-5-93, 4-19-95, 4-25-96, Formerly 10D-41.062, Amended 4-16-00,_____.

64E-1.102 Certification Requirements.

(1) An application for certification shall be made in writing to the Department of Health on Form DH 1762, accompanied by the application fee, and the laboratory's Quality Manual. ~~If the laboratory is requesting reciprocal certification pursuant to Subsection (5) of this section, the laboratory shall also submit the most recent on-site inspection report from its primary NELAP recognized accrediting authority. The report shall address all the requested analytes and test methods for which the laboratory is seeking reciprocal certification.~~ If proficiency testing is available for the requested Fields of Testing, the laboratory must arrange for these results from the latest three testing round attempts to be submitted directly to the Department of Health by the recognized approved proficiency test provider. DH 1762, "Application for Certification of Environmental Testing Laboratories," July 2003 ~~1999~~ is herein adopted by reference and is available by calling the department's Bureau of Laboratories at (904)791-1599.

(2) Separate application and certification shall be required for all laboratories maintained on separate premises even though operated under the same management; however, separate certification is not required for separate buildings on the same or adjoining grounds.

(3) An application is not completed until the laboratory has fulfilled all of the following requirements:

(a) The application reviewed by the Department of Health was found to contain all the information required in Section 4.1.7 of the NELAC Standards, referenced in Rule 64E-1.0015, F.A.C.

(b) The submitted Quality Manual contains all the information required in Section 5.5.2 of the NELAC Standards, referenced in Rule 64E-1.0015, F.A.C.

(c) Proficiency samples are successfully analyzed in two of the most recent three testing rounds attempted, if available from an recognized approved proficiency testing provider, as required in Rule 64E-1.106, F.A.C.

(d) An on-site laboratory inspection has been conducted for the Fields of Accreditation Testing for which the laboratory is seeking certification, as required in Rule 64E-1.104, F.A.C.

(e) All applicable fees are paid as required in Rule 64E-1.007, F.A.C.

(4) If an incomplete application is submitted, the Department of Health will retain the application for up to one year at the laboratory's request.

(5) An out-of-state laboratory shall be eligible for reciprocal certification provided:

(a) The laboratory is certified by a National Environmental Laboratory Accreditation Program (NELAP) recognized accrediting authority for those Fields of Accreditation Testing in which the laboratory is requesting certification pursuant to this rule,

(b) The laboratory submits to the Department of Health the application, fee, and Quality Manual documents required in subsection 64E-1.102(1), F.A.C., and

(c) The laboratory submits to the Department of Health a current copy of the laboratory's unexpired certification from the NELAP accrediting authority and the certifying agency's analyte sheet showing those Fields of Accreditation Testing for which the laboratory is certified.

(6) If upon review of the documents listed in subsection 64E-1.102(5), F.A.C., the Department of Health determines that the application process is complete and that the laboratory is already certified by its NELAP-recognized primary accrediting authority for the same Fields of Accreditation Testing requested on its application, the Department of Health will not require an on-site survey by its inspectors and certification will be granted after the laboratory pays the certification fees required in Rule 64E-1.007, F.A.C.

(7) If upon review of the documents listed in subsection 64E-1.102(5), F.A.C., the Department of Health is unable to determine that the out-of-state certification program is equivalent to the requirements of this rule, an on-site inspection will be performed by the Department of Health. The laboratory will be responsible for the travel expenses incurred for the on-site inspection.

Specific Authority 381.00591, 403.0625(3), 403.863(1), 403.863(2) FS. Law Implemented 381.00591, 403.0625(1), 403.0625(2), 403.0625(4), 403.851, 403.863(3), 403.863(4), 403.863(7), 403.8635(1), 403.8635(2) FS. History—New 8-27-86, Amended 10-10-89, 6-29-94, 2-13-96, 4-25-96, Formerly 10D-41.103, Amended 4-16-00,_____.

64E-1.105 Display of Certificate and Use of Certification.

A current certification document shall be displayed at all times in a prominent place in each certified laboratory. ~~DH 1629, 3/98 and DH 1697, 7/03 3/98, which includes the Laboratory Scope of Accreditation and is both~~ entitled "Environmental Testing Laboratory Certificate," ~~is are~~ adopted by reference herein. The department shall issue the Certificate to the laboratory only upon completion of the requirements of this Rule. The laboratory must also comply with Sections 6.8(a)(1), (2), (3), and (4) and 6.8(b)(1) and (2) of the NELAC Standards, referenced in Rule 64E-1.0015, F.A.C.

Specific Authority 381.00591, 403.0625(3), 403.863(1), 403.863(2) FS. Law Implemented 381.00591, 403.0625(2), 403.0625(4), 403.863(4), 403.863(7), 403.8635(1) FS. History—New 8-27-86, Amended 6-29-94, Repromulgated 4-25-96, Formerly 10D-41.106, Amended 4-16-00, _____.

64E-1.106 Proficiency Testing Requirements.

(1) Applicant and certified laboratories shall participate in a proficiency testing program from a provider recognized by the Department of Health as being compliant with the procedures and criteria in Sections 2.0, 2.3, 2.6, and 2.7 and in Appendices A, B, C, ~~and D, E, F, G, and H~~ to Chapter 2 of the NELAC Standards, referenced in Rule 64E-1.0015, F.A.C. Participation means that the laboratory will analyze and report to the provider the results of all proficiency test samples required by the approved program for which the laboratory desires and maintains certification.

(2) Laboratories shall bear the cost of any subscription to a proficiency testing program required by the Department of Health for compliance purposes. The Department of Health shall not be charged a fee for the analysis of any performance evaluation samples.

(3) Unless associated with the submittal of an application form as provided in subsection 64E-1.102(1), F.A.C., the laboratory must authorize the ~~recognized approved~~ provider, on or prior to the testing round closing date, to submit the proficiency testing results to the department concurrently with the submittal of these results to the laboratory.

(4) All Fields of Accreditation analytes within each category group for which a laboratory is certified or is pending certification must be satisfactorily analyzed, if available, on two of the most recent three proficiency testing rounds attempted. ~~For the Safe Drinking Water Act category group, satisfactory analysis of a proficiency test sample at least once per year is also required for each test method with which the laboratory reports test results under Rule 64E 1.005(2).~~ Proficiency test sample results shall be considered satisfactory when they are within the acceptance limits established by the ~~recognized approved~~ proficiency test sample provider.

(5) A laboratory that meets the requirements of subsection (4) of this section for a particular Field of Proficiency Testing regulatory program and analyte is eligible for obtaining and maintaining certification for the corresponding Field of Accreditation all test methods associated with that program

~~and analyte~~. Otherwise, certification shall be denied, suspended, or revoked for that Field of Accreditation all test methods associated with that program and analyte.

(6) A laboratory shall participate in at least two testing rounds from an ~~recognized approved~~ proficiency test sample provider per fiscal (July 1 – June 30) year, with no more than seven months between consecutive testing rounds, for each available Field of Proficiency Testing that corresponds to a pending or certified Field of Accreditation analyte and regulatory program.

(7) The laboratory shall comply with all requirements in Section 2.5 of the NELAC Standards, referenced in Rule 64E-1.0015, F.A.C., in analyzing proficiency test samples. Pursuant to Section 2.5.1(c) of the NELAC Standards, the laboratory shall not submit proficiency test sample results generated by another laboratory facility as its own.

(8) Proficiency test sample providers shall report laboratory results for proficiency test samples in a format approved by the Florida Department of Health.

Specific Authority 381.00591, 403.0625(3), 403.863(2) FS. Law Implemented 381.00591, 403.0625(1), 403.0625(2), 403.0625(4), 403.851, 403.863(3), 403.863(4), 403.863(7), 403.8635(1), 403.8635(2) FS. History—New 8-27-86, Amended 10-10-89, 6-29-94, 2-13-96, 4-25-96, Formerly 10D-41.107, Amended 4-16-00, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Carl C. Kircher
 NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Stephen A. Arms
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 5, 2003
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 4, 2002

Section III
Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF INSURANCE

Division of State Fire Marshal

RULE NO.: 4A-50.005
 RULE TITLE: Registration Requirement

NOTICE OF WITHDRAWAL

Notice is hereby given that the above as noticed in Vol. 28, No. 23, June 7, 2002, of the Florida Administrative Weekly, has been withdrawn.

DEPARTMENT OF REVENUE

RULE NOS.:	RULE TITLES:
12-17.006	Procedures
12-17.008	Terms of Stipulated Time Payment Agreements

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed amendments to Rules 12-17.006 and 12-17.008, in accordance with subparagraph 120.54(3)(d)1., F.S., as originally published in the Florida Administrative Weekly (Vol. 29, No. 2, pp. 130-138). These changes are in response to written comments received from the Joint Administrative Procedures Committee of the Florida Legislature.

Paragraph (1)(c) of Rule 12-17.006, and Paragraph 2 of Form DR-68 has been revised, so that the rule will read as follows:

(c) An acknowledgment of the ~~An admission of~~ liability for the total amount of tax, fees, collection costs, or other amounts assessed, and interest, and penalty determined to be due by either the Department ~~Division of Audits, the Division of Taxpayer Assistance, or the Division of Collection and Enforcement,~~ and that Section 213.21(2)(a), Florida Statutes, eliminates a waiver of the taxpayer's rights to institute administrative or judicial proceedings under Section 72.011, Florida Statutes, s. 72.011, F.S., with respect to the acknowledged liability.

Paragraph (3)(b) of Rule 12-17.008 has been revised, so that the rule will read as follows:

(b) The Department will file a lien for the full amount of the unpaid liability, unless the Department representative who negotiates the agreement documents in writing the reason(s) for not filing a lien (any reason documented by the representative is acceptable). Also, the establishment of a stipulated time payment agreement does not invalidate or withdraw a warrant issued with respect to the liability covered by the agreement;

Form DR-68 has been revised to clarify the title and effective date of the form, to ensure the provisions of subsection 12-17.009(4), F.A.C., are included on the form, and to change a citation in the form to s. 213.29, F.S.

DEPARTMENT OF REVENUE

Miscellaneous Tax

RULE NO.: RULE TITLE:
 12B-4.001 Payment of Tax
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed amendments to Rule 12B-4.001, F.A.C., as published in the January 31, 2003 edition of the Florida Administrative Weekly (Vol. 29, No. 5, pp. 418-428). These changes are in accordance with s. 120.54(3)(d)1., F.S., and are in response to comments received by the Department from the Joint Administrative Procedures Committee.

The proposed changes to subparagraph (1)(a)4. of Rule 12B-4.001, F.A.C., and the proposed changes to subsection (2) of Rule 12B-4.001, F.A.C., have been changed, so that, when adopted, subparagraph (1)(a)4. and subsection (2) will read:

4. The Clerk shall not accept for recording any document which contains the notation authorized by paragraph (b) of this subsection.

(2)(b) Registered Persons-Unrecorded Documents. Procedure for Paying Tax By Persons, Firms, Corporations, etc. The tax shall be collected and remitted to the Department, except for a document to be recorded.

(a) Any person who has averaged or will average with at least 5 taxable transactions per month is required to shall register with the Department and remit the taxes due directly to the Department for all documents not to be recorded. Any person with less than 5 transactions per month has the option, but is not required, to register with the Department. The procedures provided in this subsection do not apply to documents that are to be recorded with the Clerk of the Court. Such person shall remit and report the tax to the Department as described in Rule 12B-4.001(1)(b)(3).

(b) A separate registration application is required for each location where taxable documents that are not recorded with the Clerk of the Court are maintained.

(c) Registration with the Department for the purposes of the documentary stamp tax is available by using one of the following methods: Any person with 5 or more taxable transactions per month must file an application for a certificate of registration on Form DR-1DS for each location and the Department shall issue a certificate of registration to such application for the location. "Location" means the place where the taxable documents are kept.

1. Registering through the Department's Internet site at the address shown in the parentheses (www.myflorida.com/dor) using the Department's "e-Services."

2. Filing an Application to Collect and/or Report Tax in Florida (form DR-1, incorporated by reference in Rule 12A-1.097, F.A.C.) with the Department, as indicated on the registration application.

3. Any person with 5 or more taxable transactions per month shall file a return with the Department by the 20th of the month following the period for which the tax is due. The tax shall be remitted with the return on a monthly basis when the tax remitted for the four preceding calendar quarters exceeds \$1000, on a quarterly basis when the tax remitted for the four preceding calendar quarters does not exceed \$1000, on a semi-annual basis when the tax remitted for the four preceding calendar quarters does not exceed \$500, and on an annual basis when the tax remitted for the four preceding calendar quarters does not exceed \$100, or as required by the Department. Any person with less than 5 taxable transactions per month shall remit and report the tax not later than the 20th day of each month certifying the amount of tax due for the preceding month, and shall remit the tax due with the return for the preceding month, and shall remit the tax due with the return for the preceding month. Any return and remittance mailed after the 20th day of the month for the tax payable for the period

shall subject the person to the penalties imposed by this chapter. A return is timely filed if postmarked on or before the 20th day of the month. If the 20th day of the month falls on a Saturday, Sunday, or a federal or state legal holiday, returns shall be accepted if postmarked on the next succeeding workday. Returns and report forms shall be furnished by the Department.

(d)4- Each application submitted to the Department must contain sufficient information to facilitate the processing of the application. All persons required to remit the tax shall be subject to audit, shall make their records available for ready inspection by the Department, and shall post at their own expense a bond as may be required by the Department.

(e) Any person registered with the Department for documentary stamp tax purposes is required to file a Documentary Stamp Tax Return for Registered Taxpayers (form DR-225B, incorporated by reference in Rule 12B-4.003, F.A.C.) and remit the tax due.

(f)5- Any person registered shall keep a journal, or other account book or record of original entry, maintaining showing a listing of all unrecorded documents executed and delivered. The journal shall show a daily listing of each document, indicating every document transaction, or a listing as required by the Department, and shall show the amount, and of each document, whether the document is taxable or not. When if the document is taxable, the amount of tax due shall be indicated for each document. When if the document is not taxable, the journal must indicate shall disclose the reason for the exemption.

(g)6- The following notation or similar language, along with the amount of tax and the certificate of registration number, is required to be made shall be made on each document requiring tax under this procedure: "Florida documentary stamp tax required by law in the amount of \$ ___ has been paid or will be paid directly to the Department of Revenue. Certificate of Registration No. ." For persons filing returns who have less than five taxable transactions per month and have opted not to register, no registration number is required on such documents.

DEPARTMENT OF REVENUE

Corporate, Estate and Intangible Tax

RULE NO.: 12C-1.022
 RULE TITLE: Returns; Filing Requirement
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed amendments to Rule 12C-1.022, F.A.C., as published in the January 13, 2003 edition of the Florida Administrative Weekly (Vol. 29, No. 5, pp. 431-434). These changes are in accordance with s. 120.54(3)(d)1., F.S., and are in response to written comments received by the Department.

The proposed amendments to paragraph (e) of subsection (1) of Rule 12C-1.022, F.A.C., have been changed, so that, when adopted, that paragraph will read:

(e)4- Any nonprofit non-profit or other tax-exempt organization, including a private foundation, which is fully exempt from the federal income tax under I.R.C. s. 501(a), and is described in I.R.C. s. 501(c), which has a "determination letter" from the Internal Revenue Service to that effect, is required to file a Form F-1120 only when such organization has "unrelated trade or business taxable income," as determined under I.R.C. s. 512, or is filing a Form 990T with the Internal Revenue Service a copy of the determination letter attached to Form F-1120 in order to establish with the Department that it qualifies as an exempt organization under the Florida Income Tax Code. Additional Florida returns will not be required as long as the organization continues to qualify for exemption from federal income tax. An organization that is required to apply for a "determination letter" in order to be exempt under I.R.C. s. 501(a), which has not timely filed such application on or before its due date as required by I.R.C. Reg. s. 1.508-1 or which has received an adverse determination, shall not be considered to be a tax-exempt organization. Such organization is subject to the Florida corporate income tax and is required to file a Form F-1120 unless the organization receives a retroactively effective determination letter. If an organization does not file Florida corporate income tax returns in reliance on this rule, and the Internal Revenue Service determines that the organization was not exempt from federal income tax for any such period, then the organization will be required to file Form F-1120 or Form F-1120X pursuant to s. 220.23, F.S.

DEPARTMENT OF TRANSPORTATION

RULE CHAPTER NO.: 14-75
 RULE CHAPTER TITLE: Qualification, Selection and Performance Evaluation Requirements for Professional Consultants to Perform Work for DOT

RULE NOS.: 14-75.002, 14-75.003, 14-75.004, 14-75.0051
 RULE TITLES: Consultant Qualification Process, Minimum Technical Qualification Standards by Type of Work, Consultant Competitive Selection Process, Suspension or Revocation of Qualification

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 28, No. 23, June 7, 2002, issue of the Florida Administrative Weekly.

SUMMARY OF CHANGE: The following changes are being made in response to a review by the Joint Administrative Procedures Committee.

1. 14-75.0022(3)(c)1.d.: The reference is to be updated as follows:

“d. A statement that the audit was performed in accordance generally accepted governmental auditing standards, the Department’s *Overhead Audit Guidelines*, November 2002, and the *Government Auditing Standards, Revised July 1999 through Amendment No. 2, 8/18/99* ~~Rev. August 1999~~, published by the U.S. Government Printing Office, which are hereby incorporated by reference.”

2. 14-75.0022(3)(a): Form 375-030-01 Request for Qualification Package for Professional Consultants, Rev. 01/03, is being incorporated by reference. The form itself is being updated and is incorporated by reference by revising Section 14-75.0022 to read as follows:

“(a) A Professional Consultant who desires to qualify with the Department shall submit a Request for Qualification Package for Professional Consultants, Form No. 375-030-01, Rev. 01/03 05/01, incorporated herein by reverence, which may be obtained from the Procurement Office, MS 20, Haydon Burns Building, 605 Suwannee Street, Tallahassee, Florida 32399-0450, or from the Department’s web page at www11.myflorida.com/procurement/ ~~www.dot.state.fl.us~~.

3. 14-75.0022(3)(c)5.: Because of a possible conflict with Section 337.106, Florida Statutes, Section 14-75.0022(3)(c)5. is being deleted in its entirety.

4. 14-75.003(5)(b)1.b.: Two typographical errors, specifically, changing “ro” to “or” and eliminating the extra “include” are corrected so that the section reads as follows:

“b. Type of Work 3.2: Major Highway Design. This type of work includes roadway design for all urban ~~arterial~~ highways with new curb and gutter and new or major reconstruction rural projects with substantial capacity improvements such as adding two or more lanes, including the design of enclosed drainage systems. Projects of this ~~This~~ type generally ~~of work may~~ include utility relocation plans, drainage design and permitting stormwater permits, maintenance of traffic plans, traffic engineering applications, intersection details, etc.”

5. 14-75.003(5)(d)2.: The National Bridge Inspection Standards referred to are incorporated by reference as indicated in the revised section:

“3. Qualification Requirements. Types of ~~w~~Work 5.1, 5.2, 5.3, and 5.4: Bridge Inspection. This type of work requires at least one professional engineer registered with the Florida State Board of Professional Engineers, having experience appropriate to the sub-category requested. For types of work 5.1, 5.2, and 5.3, the engineer must have participated in field inspections meeting the requirements of the National Bridge Inspection Standards, Appendix C to U.S. Department of Transportation Federal Highway Administration, Recording

and Coding Guide for the Structure Inventory and Appraisal of the Nation’s Bridges, Report No. FHWA-PD96-001, December 1995, incorporated herein by reference, for the structure types in the sub-category for which qualification is requested. For type of work 5.4, the engineer must have performed a load rating of a bridge.”

6. 14-75.004(1)(a)4.: The sentence, which includes the statement that “. . . the Department may extend the contract time . . .” is being deleted in its entirety.

7. 14-75.0051(1)(e): The section is to be revised to read as follows:

“(e) Any other good cause, as defined in Section 337.105(1), Florida Statutes, ~~substantial reason~~ established by the factual circumstances.”

8. In addition to the above changes, which were specifically tied to comments from the Joint Administrative Procedures Committee review, there is a correction to 14-75.003(5)(p)2. Because the specific references to “Group 20.1 Appraisal” and “Group 20.2 Appraisal Review” were deleted in the previous 1. and 2., the last sentence of 3., which referred to “Group 20.2” requirements needs to be deleted as shown:

~~“2.3. Qualification Requirements. These types of work requires a minimum of one person licensed as a State Certified General Real Estate Appraiser issued by the Florida Department of Business and Professional Regulation, with a minimum of three years experience in appraising for eminent domain purposes. For Group 20.2, the certifying appraiser shall, in addition to the required three years experience in appraising for eminent domain purposes, have a minimum of three years experience in appraisal review for eminent domain purposes.”~~

No public hearing was requested. However, the rulemaking process has been tolled based upon Joint Administrative Procedures Committee comments which are addressed by this change notice.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

DOCKET NO.: 02-50R

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
18-23	State Buffer Preserves
RULE NOS.:	RULE TITLES:
18-23.002	Scope and Goals.
18-23.007	Activities in Buffer Preserves
18-23.010	Enforcement

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published, pursuant to Sec. 120.551, F.S., in the Department’s official notice Internet site at

www.dep.state.fl.us and published in Vol. 28, No. 52, December 27, 2002, issue of the Florida Administrative Weekly:

18-23.002 Scope and Goals.

(1) ~~The rules of this chapter are supplemental to Chapter 18-2, F.A.C. (Management of Uplands Vested in the Board of Trustees).~~ This chapter applies to all lands managed by the Office of Coastal and Aquatic Managed Areas that are on mainlands above the mean or ordinary high water line adjacent to aquatic preserves, and to natural islands lying within the Aquatic Preserves designated in Chapter 258, Part II, F.S., owned by the State. This chapter does not include spoil islands. The described lands on the mainland and the natural islands subject to this chapter are collectively entitled "Buffer Preserves."

(2) through (4) No change.

Specific Authority 253.86(1) FS. Law Implemented 253.86, ch. 258, Part II FS. History—New 8-7-94, Amended 5-8-96, _____.

18-23.007 Activities in Buffer Preserves.

(1) No change.

(2) To conserve, preserve and restore the natural and cultural resources and ensure the safety and enjoyment of visitors, the following activities shall be limited or prohibited within the boundaries of the Buffer Preserves. The Buffer Preserve manager shall verbally authorize such activities only in the case of a life-threatening emergency or as part of a natural resource management program designed to promote environmental protection, which is approved by the Department. Any other authorization for any prohibited ~~or limited~~ activity may be sought by submitting a written request to the Department of Environmental Protection, Office of Coastal and Aquatic Managed Areas, 3900 Commonwealth Boulevard, MS 235, Tallahassee, FL 32399-3000. A written request shall, at a minimum, contain the following information: name of requestor, contact person, address, telephone number, location of proposed activity, reason for proposed activity, and the number of people expected to participate in the proposed activity, ~~how the requestor will avoid damage to natural and cultural resources, and how the requestor will address public safety, if needed.~~ Such requests shall only be granted if the Department determines that the proposed activity would not damage the natural or cultural resources. Such authorizations shall include any restrictions necessary to protect natural and cultural resources and shall contain provisions for revocation. The number of authorizations issued shall be limited by the Department if necessary to avoid cumulative impacts or address public safety concerns.

(a) Prohibited Activities:

1. No change.

~~2. Use of vehicles in areas other than designated public access roads.~~

3. through 8. renumbered 2. through 7. No change.

~~9. Motor vehicle or vessel operation in interior water bodies, wetlands, or low lying areas, except those so designated for such use with signs.~~

~~8.40.~~ No change.

(b) Limited Activities:

1. through 4. No change.

5. Vehicles are allowed only in areas designated as public access roads.

6. Motor vehicle or vessel operation in water bodies, wetlands, or low lying areas located inside the boundaries of the Buffer Preserves is allowed only where designated for such use with signs.

(c) through (d) No change.

Specific Authority 253.86(1) FS. Law Implemented 253.86, ch. 258, Part II FS. History—New 8-7-94, Amended 5-8-96, _____.

18-23.010 Enforcement.

(1) Violation of the rules of this chapter constitutes a non-criminal infraction and shall be punishable by fines as follows:

(a) A Minor Non-Destructive Violation, which includes violation of the following rules: 18-23.007(2)(a)1. or ~~8+0.~~, ~~or~~ ~~(2)(b) 4.~~ is punishable by a fine of \$50 ~~100~~.

(b) A Major Non-Destructive Violation, which includes violation of the following rule: 18-23.007(2)(b)4. is punishable by a fine of \$100.

~~(c)(b)~~ A Resource Damage Violation which includes violation of the following rules: 18-23.007(2)(a)~~2.~~, 34., 56., 67., or 78., ~~or 9.~~, or (2)(b)1., ~~or 2.~~, 5., or 6. is punishable by a fine of \$250.

(c) A Public Danger Violation, which includes violation of the following rules: 18-23.007(2)(a)~~23.~~ or 45. or (2)(b)3. is punishable by a fine of \$500.

(2) No change.

Specific Authority 253.86(2) FS. Law Implemented 253.86 FS. History—New _____.

DEPARTMENT OF CORRECTIONS

RULE NO.:

RULE TITLE:

33-210.102

Legal Documents and Legal Mail

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 29, No. 6, (February 7, 2003), issue of the Florida Administrative Weekly:

33-210.102 Legal Documents and Legal Mail.

(1) through (7) No change.

(8) Processing of Legal Mail.

(a) No change.

(b) Inmates shall present all outgoing legal mail unsealed to the mail collection representative to determine, in the presence of the inmate, that the correspondence is legal mail

and that it contains no contraband. Only the address may be read to determine whether it is properly addressed to a person or agency listed in subsection (2) of this rule. If the outgoing mail contains contraband or is not legal mail, the inmate shall be subject to disciplinary action. If the outgoing mail is legal mail and it contains no contraband, the mail collection representative shall stamp the document(s) to be mailed and the inmate's copy, if provided by the inmate, "Provided to (name of institution) on (blank to insert date) for mailing." The mail collection representative shall then have the inmate initial the document(s) next to the stamp. For confinement areas, the staff member who picks up the legal mail each day shall stamp the documents, ~~before they are sealed for mailing and shall have the inmate place his or her initials next to the stamp, and have the inmate seal the envelope in the staff member's presence.~~ The use of mail drop boxes for outgoing legal mail is prohibited.

(c) through (16) No change.

Specific Authority 20.315, 944.09, 944.11 FS. Law Implemented 944.09, 944.11 FS. History—New 10-8-76, Amended 4-19-79, 7-2-81, 6-8-82, 9-23-85, Formerly 33-3.05, Amended 10-7-86, 8-20-89, 4-4-91, 9-1-93, 4-28-96, 2-12-97, 5-25-97, 10-7-97, 12-7-97, 2-15-98, Formerly 33-3.005, Amended 12-20-99, Formerly 33-602.402, Amended 5-5-02, 12-4-02, _____.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NOS.:	RULE TITLES:
40E-24.011	Policy and Purpose
40E-24.101	Definitions
40E-24.201	Year-Round Landscape Irrigation Measures
40E-24.301	Local Government Option
40E-24.401	Enforcement

NOTICE OF CORRECTION

The South Florida Water Management District announces a correction to the Notice of Proposed Rulemaking regarding Rule Chapter 40E-24, F.A.C., which appeared in the January 24, 2003, issue of the Florida Administrative Weekly, Vol. 29, No. 4. Specifically, the notice published in the January 24, 2003, issue of the Florida Administrative Weekly, indicated that the proposed rule amendments would be presented to the Governing Board during the public hearing portion of the March 13, 2003 board meeting. The correct date and time will be April 10, 2003 at 8:30 a.m., or as soon thereafter as the item can be heard. The Governing Board meeting in April will be held at the Osceola County Administration Building, 1 Courthouse Square, Kissimmee, FL 34741.

DEPARTMENT OF ELDER AFFAIRS

Statewide Public Guardianship Office

RULE NO.:	RULE TITLE:
58M-2.001	Professional Guardian Registration

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., as originally published in the Florida Administrative Weekly (Vol. 28, No. 41, October 11, 2002). These changes are in response to written comments received from the Joint Administrative Procedures Committee of the Florida Legislature and written and verbal comments made at a public hearing held on December 5, 2002.

The changes are as follows:

58M- 2.001 Professional Guardian Registration.

(1) A person ~~required seeking~~ to register with the Statewide Public Guardianship Office as a professional guardian must complete the Statewide Public Guardianship Office Guardian Registration Form, Form No. 100-1, with all requested information provided as specified in Section 744.1083, F.S. The Guardian Registration Form, Form No. 100-1, effective January 2003, is incorporated herein by reference and available at the Statewide Public Guardianship Office, MHF 104, University of South Florida Campus, 13301 Bruce B. Downs Blvd., Tampa, FL 33612.

(a) The Guardian Registration Form shall be signed, ~~under oath,~~ by the professional guardian (or corporate officer if the professional guardian is a corporation) or an individual designated in writing by the professional guardian or corporate officer, who is at least 18 years old.

(b) The completed registration form shall be delivered to the Statewide Public Guardianship Office by hand-delivery or mail. No facsimile submissions will be accepted. The completed registration form shall be delivered to the Statewide Public Guardianship Office, MHF 104, University of South Florida Campus, 13301 Bruce B. Downs Blvd., Tampa, FL 33612.

(c) The following documentation, or signed verification from the Clerk of Court that documentation is on file, shall be attached to and delivered with the completed registration form:

1. Credit History for Guardian and Employees with Fiduciary Responsibilities as specified in s. 744.3135, F.S.
2. Criminal History for Guardian and Employees with Fiduciary Responsibilities as specified in s. 744.3135, F.S.
3. Documentation of Bonding as specified in s. 744.1085, F.S.
4. Documentation that Educational Requirements have been met as specified in s. 744.1085(3), F.S.

(d) An employee with fiduciary responsibilities means an individual who holds a position of trust and confidence to the ward ~~or and~~ who is obligated by virtue of the guardianship relationship to protect and preserve the wards ~~assets,~~ property and who has access to the ward's personal identifiable information, except persons performing services on behalf of a ward pursuant to a contract with the guardian or on a volunteer basis.

(e) Guardian-delegated financial or personal guardianship services shall not include persons or organizations that provide financial or personal guardianship services on behalf of a ward, pursuant to a contract or on a volunteer basis.

(f) Any social security number obtained by the Statewide Public Guardianship Office in association with the registration of professional guardians is confidential and exempt from s. 119.07(1) and s. 24(a), Art. 1 of the Florida Constitution.

(2) The Guardian Registration Form, shall be submitted annually on or before January 1 of each year to the Statewide Public Guardianship Office with a \$25.00 registration fee. The registration fee shall be in the form of a personal check, money order or cashier's check made payable to the Statewide Public Guardianship Office.

(3) The Statewide Public Guardianship Office will respond within 30 days of receiving a completed Guardian Registration Form, any supporting documentation and the registration fee. The Statewide Public Guardianship Office will issue a certificate of registration to the professional guardian within 30 days of the receipt of the Statewide Public Guardianship Office Guardian Registration Form, registration fee, and all registration materials.

Specific Authority 744.1083(2),(4) FS. Law Implemented 744.1083(2),(4), 744.1085, 744.3135 FS. History—New _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NO.: 61G15-31.003
 RULE TITLE: Design of Structures Utilizing Prefabricated Wood Trusses

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 28, No. 51, of the December 20, 2002, issue of the Florida Administrative Weekly.

The changes are in response to a rule challenge filed by the *Florida Home Builders Association, Inc., and Wood Truss Council of America, Inc., v. Florida Board of Professional Engineers* (Case No. 03-0083 RX). The Board, in response to the rule challenge determined on March 3, 2003, to change the rule and the amendments thereto, as published.

The rule is being substantially reworded to read as follows:

61G15-31.003 Design of Structures Utilizing Prefabricated Wood Trusses.

(1) When a Structural Engineer of Record and a Delegated Engineer exist as may be determined by applicable Florida law, the apportionment of responsibilities between the Structural Engineer of Record and a Delegated Engineer shall be as set forth in Chapter 2 of ANSI/TPI 1-1995, wherein the

Structural Engineer of Record is the Building Designer and the Delegated Engineer is the Truss Designer as those terms are defined in said standard.

(2) The Structural Engineer of Record shall provide design requirements in writing to the Delegated Engineer and shall review the design documents of the delegated engineer for conformance to his written instructions in accordance with Chapter 61G15-30.005, F.A.C.

(3) For the purposes of this rule, the following definitions shall apply:

(a) "Truss System" shall mean an assemblage of trusses and truss girders, together with all bracing, connections, and other structural elements and all spacing and locational criteria, that, in combination, function to support the dead, live and wind loads applicable to the roof of a structure with respect to a Truss System for the roof, and the floor of a structure with respect to a Truss System for the floor. A Truss System does not include walls, foundations, or any other structural support systems.

(b) "Truss System Engineer" shall mean an engineer who designs a Truss System.

(c) "Truss Design Engineer" shall mean an engineer who designs individual trusses, but does not design a Truss System.

(4) An engineer is a Truss System Engineer if he designs a Truss System. Each of the drawings in the Truss System design package for the Truss System shall include a title block bearing the printed name, address, and license number of the Truss System Engineer and the date of the drawing. The design documentation prepared by the Truss System Engineer shall also include a truss placement plan for the Truss System, showing the location and designation of each truss. Said design documentation for the Truss System shall be signed and sealed by the Truss System Engineer. The cover or index sheet of the Truss System design package may be signed and sealed in lieu of signing and sealing each individual sheet, provided that the cover or index sheet contains the following information:

(a) The name, address and license number of the Structural Engineer of Record, if there is one, and the name, address and license number of the Truss System Engineer.

(b) Identification of the project, by address or by lot number, block number, section or subdivision and city or county.

(c) Identification of the applicable building code and chapter(s) that the Truss System design is intended to meet, the engineering design criteria relied upon in designing the Truss System and the truss design loading.

(d) Identification of any computer program used for engineering the Truss System.

(e) An index of the attached Truss System design drawings. The naming and numbering system utilized for the drawings shall be clear as to how many drawings there are in the set and the date and sequence number of each of these drawings shall be included.

(5) An engineer is a Truss Design Engineer if he designs individual trusses, but does not design the Truss System. Each of the drawings in the truss design package for individual trusses shall include a title block bearing the printed name, address, and license number of the Truss Design Engineer and the date of the drawing. The Truss Design documents prepared by the Truss Design Engineer shall be signed and sealed by the Truss Design Engineer. The cover or index sheet of the truss design package may be signed and sealed in lieu of signing and sealing each individual sheet, provided that the cover or index sheet contains the following information:

(a) The name, address and license number of the Structural Engineer of Record, if there is one, and the name, address, and license number of the Truss Design Engineer.

(b) Identification of the project, by address or by lot number, block number, section or subdivision and city or county.

(c) Identification of the applicable building code and chapter(s) that the truss design is intended to meet, the engineering design criteria relied upon in designing the trusses and the truss design loading.

(d) Identification of any computer program used for engineering the trusses.

(e) An index of the attached truss design drawings. The naming and numbering system utilized for the drawings shall be clear as to how many drawings there are in the set and the date and sequence number of each of these drawings.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Natalie Lowe, Board Administrator, Board of Professional Engineers, 2502 Callaway Road, Suite 200, Tallahassee, Florida 32303

DEPARTMENT OF ENVIRONMENTAL PROTECTION

DOCKET NO.: 03-08R

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
62-624	Municipal Separate Storm Sewer System
RULE NOS.:	RULE TITLES:
62-624.100	Policy and Purpose
62-624.200	Definitions
62-624.300	General Provisions
62-624.310	General Conditions, Individual Permits
62-624.400	Application Procedures for New Individual MS4 Permits
62-624.420	Re-application Procedures for Individual MS4 Permits
62-624.440	Contents of Re-application for Individual MS4 Permits
62-624.460	Application Processing, Individual Permits

62-624.500	Standards for Issuing or Denying Individual Permits
62-624.600	Annual Reports, Individual Permits
62-624.800	Regulated Phase II MS4s
62-624.810	Permit Application Procedures for Phase II MS4s

NOTICE OF CHANGE

The notice of proposed rulemaking published in the Florida Administrative Weekly, Vol. 29, No 9, on February 28, 2003, is hereby corrected to omit an erroneous reference to Rule 62-624.700, F.A.C., which was not subject to amendment under the February 28, 2003 notice.

The full text of this notice may be found on the Department's official notice internet site, www.dep.state.fl.us, under the link entitled "Official Notices".

DEPARTMENT OF HEALTH

Board of Nursing

RULE NO.:	RULE TITLE:
64B9-15.003	Application for Certification

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 29, No. 1, January 3, 2003, Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Board of Nursing

RULE NO.:	RULE TITLE:
64B9-15.004	Eligibility for Certification

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 29, No. 1, January 3, 2003, Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.:	RULE TITLE:
64B17-2.001	Application Fees for Physical Therapists

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule as noticed in Vol. 28, No. 50, December 13, 2003 of the Florida Administrative Weekly has been withdrawn.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kaye Howerton, Board Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.:	RULE TITLE:
64B17-2.003	Application Fees for Physical Therapist Assistant

sets forth the specifics of the game; determination of prizewinners; and the estimated odds of winning, value, number and size of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane D. Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER03-14 Instant Game Number 473, BARREL OF BUCKS.

(1) Name of Game. Instant Game Number 473, "BARREL OF BUCKS."

(2) Price. BARREL OF BUCKS lottery tickets sell for \$2.00 per ticket.

(3) BARREL OF BUCKS lottery tickets shall have a series of numbers in Machine Readable Code (or bar code) on the back of the ticket, along with a Void If Removed Number under the latex area on the ticket. To be a valid winning BARREL OF BUCKS lottery ticket, a combination of essential elements sufficient to validate the ticket must be present as set forth in paragraph 53ER92-63(1)(a), Florida Administrative Code. In the event a dispute arises as to the validity of any BARREL OF BUCKS lottery ticket, or as to the prize amount, the Void If Removed Number under the latex shall prevail over the bar code.

(4) The "YOUR NUMBERS" play symbols and play symbol captions are as follows:

INSERT SYMBOLS

(5) The "BARREL NUMBERS" play symbols and play symbol captions are as follows:

INSERT SYMBOLS

(6) The prize symbols and prize symbol captions are as follows:

INSERT SYMBOLS

(7) The legends are as follows:

INSERT SYMBOLS

(8) Determination of Prize Winners.

(a) A ticket having a number in the "YOUR NUMBERS" play area that matches any number in the "BARREL NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that number. A ticket may have up to ten sets of matching numbers. The prizes are: TICKET,

\$1.00, \$2.00, \$5.00, \$10.00, \$25.00, \$50.00, \$100, \$1,000, and \$10,000. A claimant who is entitled to a prize of a "TICKET" shall be entitled to a prize of a \$2.00 instant ticket or any combination of instant and on-line tickets that totals \$2.00, except as follows. A person who submits by mail a BARREL OF BUCKS lottery ticket which entitles the claimant to a prize of a \$2.00 ticket and whose mailing address is outside the state of Florida will receive a check for \$2.00 in lieu of an actual ticket.



(b) A ticket having a "HIN" symbol in the "YOUR NUMBERS" play area shall entitle the claimant to the corresponding prize shown.

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 473 are as follows:

GAME PLAY TICKET	WIN \$2 TICKET	ODDS OF 1 IN	NUMBER OF WINNERS IN 42 POOLS OF 180,000 TICKETS PER POOL
\$2	\$2	18.75	403,200
\$2 x 2	\$4	10.71	705,600
\$1 + (\$2 x 2)	\$5	37.50	201,600
\$5 (MONEYBAG)	\$5	50.00	151,200
\$1 + (\$2 x 2) + \$5	\$10	100.00	75,600
(\$1 x 8) + \$2	\$10	100.00	75,600
\$10 (MONEYBAG)	\$10	150.00	50,400
\$25 (MONEYBAG)	\$25	93.75	80,640
(\$5 x 2) + (\$10 x 4)	\$50	1,333.33	5,670
\$10 x 5	\$50	1,333.33	5,670
\$50 (MONEYBAG)	\$50	450.00	16,800
\$10 x 10	\$100	21,600.00	350
(\$25 x 2) + \$50	\$100	21,600.00	350
\$100 (MONEYBAG)	\$100	23,261.54	325
(\$25 x 6) + \$50	\$200	151,200.00	50
\$100 x 10	\$1,000	756,000.00	10
\$1,000	\$1,000	1,512,000.00	5
\$1,000 x 10	\$10,000	2,520,000.00	3
\$10,000	\$10,000	3,780,000.00	2

(10) The estimated overall odds of winning some prize in Instant Game Number 473 are 1 in 3.83. Some prizes, including the top prizes, may be sold out at the time of ticket purchase.

(11) For reorders of Instant Game Number 473, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) By purchasing a BARREL OF BUCKS lottery ticket the player agrees to comply with and abide by all rules and regulations of the Florida Lottery.

(13) Payment of prizes for BARREL OF BUCKS lottery tickets shall be made in accordance with rules of the Florida Lottery governing procedures for awarding prizes. A copy of

the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Specific Authority 24.105(9)(a),(b),(c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a),(b),(c), 24.115(1) FS. History—New 2-28-03.

THIS EMERGENCY RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.

EFFECTIVE DATE: February 28, 2003

DEPARTMENT OF THE LOTTERY

RULE TITLE: Instant Game Number 472, \$130,000 BONUS
RULE NO.: 53ER03-15
SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 472, “\$130,000 BONUS,” for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; and the estimated odds of winning, value, number and size of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane D. Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER03-15 Instant Game Number 472, \$130,000 BONUS.

(1) Name of Game. Instant Game Number 472, “\$130,000 BONUS.”

(2) Price. \$130,000 BONUS lottery tickets sell for \$5.00 per ticket.

(3) \$130,000 BONUS lottery tickets shall have a series of numbers in Machine Readable Code (or bar code) on the back of the ticket, along with a Void If Removed Number under the latex area on the ticket. To be a valid winning \$130,000 BONUS lottery ticket, a combination of essential elements sufficient to validate the ticket must be present as set forth in paragraph 53ER92-63(1)(a), Florida Administrative Code. In the event a dispute arises as to the validity of any \$130,000 BONUS lottery ticket, or as to the prize amount, the Void If Removed Number under the latex shall prevail over the bar code.

(4) The “YOUR NUMBERS” play symbols and play symbol captions are as follows:

INSERT SYMBOLS

(5) The “WINNING NUMBERS” play symbols and play symbol captions are as follows:

INSERT SYMBOLS

(6) The prize symbols and prize symbol captions are as follows:

INSERT SYMBOLS

(7) The bonus symbols are as follows:

INSERT SYMBOLS

(8) The legends are as follows:

INSERT SYMBOLS

(9) Determination of Prizewinners.

(a) A ticket having a number in the “YOUR NUMBERS” play area that matches any number in the “WINNING NUMBERS” play area shall entitle the claimant to the corresponding prize shown for that number. A player may win more than one time on a ticket. The prizes are: \$1.00, \$2.00, \$4.00, \$5.00, \$10.00, \$15.00, \$25.00, \$30.00, \$50.00, \$75.00, \$100, \$200, \$250, \$500, \$1,000, \$5,000, \$10,000, and \$500/WK FOR 5YRS.

(b) Except as provided in paragraph (9)(c) below, a claimant who is entitled to a prize of \$500 a week for five years shall have the option of receiving his or her prize payment in two hundred sixty installments of \$500 a week, less applicable federal tax withholding, or in a single cash payment of \$130,000, less applicable federal tax withholding.

(c) If the winner of a \$500 a week for five years prize is identified as owing an outstanding debt to a state agency or child support collected through a court, including spousal support or alimony if the child support obligation is being enforced by the Department of Revenue, and the winner does not pay the debt or child or spousal support at the time of claiming his or her prize, the winner will forfeit the option of receiving his or her prize payment in weekly installments. If the debt is an amount less than \$130,000, the winner shall receive one payment of the prize amount remaining after applicable federal tax withholding has been deducted and the debt has been satisfied. If the debt is an amount greater than \$130,000, the entire prize amount remaining after deduction of applicable federal tax withholding will be applied toward the outstanding debt as provided in Section 24.115, Florida Statutes.



(d) A ticket having the “WIN” symbol in the “YOUR NUMBERS” play area shall entitle the claimant to all fifteen prizes shown.



(e) A ticket having a “WIN \$50” symbol in the “BONUS BOX” play area shall entitle the claimant to a prize of \$50.

(10) The estimated odds of winning, value, and number of prizes in Instant Game Number 472 are as follows:

GAME PLAY	WIN	ODDS OF 1 IN	NUMBER OF WINNERS IN 42 POOLS OF 120,000 TICKETS PER POOL
\$1 x 5	\$5	30.00	168,000
(\$1 x 3) + \$2	\$5	30.00	168,000
\$1 + (\$2 x 2)	\$5	30.00	168,000
\$5	\$5	30.00	168,000
\$1 x 10	\$10	30.00	168,000
\$2 + (\$4 x 2)	\$10	60.00	84,000
(\$1 x 4) + (\$2 x 3)	\$10	60.00	84,000
\$1 + (\$2 x 2) + \$5	\$10	120.00	42,000
\$10	\$10	120.00	42,000
\$1 x 15 “MONEY BAG” SYMBOL	\$15	60.00	84,000
\$5 x 3	\$15	60.00	84,000
\$15	\$15	60.00	84,000
\$2 x 15 “MONEY BAG” SYMBOL	\$30	400.00	12,600
\$5 x 6	\$30	400.00	12,600
(\$2 x 10) + \$10	\$30	300.00	16,800
\$10 x 3	\$30	300.00	16,800
(\$5 x 2) + (\$10 x 2)	\$30	300.00	16,800
\$30	\$30	600.00	8,400
BONUS BOX “DOLLAR BILL” SYMBOL	\$50	120.00	42,000
\$5 x 15 “MONEY BAG” SYMBOL	\$75	20,000.00	252
\$5 + (\$10 x 7)	\$75	20,000.00	252
(\$5 x 5) + \$50	\$75	20,000.00	252
(\$10 x 5) + \$25	\$75	20,000.00	252
\$75	\$75	20,000.00	252
\$10 + (\$15 x 6)	\$100	3,428.57	1,470
\$10 x 10	\$100	3,428.57	1,470
\$25 x 4	\$100	3,428.57	1,470
(\$25 x 2) + \$50	\$100	3,000.00	1,680
\$10 x 15 “MONEY BAG” SYMBOL	\$150	2,400.00	2,100
\$50 x 10	\$500	252,000.00	20
(\$50 x 8) + \$100	\$500	252,000.00	20
\$500	\$500	336,000.00	15
\$100 x 10	\$1,000	420,000.00	12
\$200 x 5	\$1,000	504,000.00	10
\$250 x 4	\$1,000	504,000.00	10
\$500 x 2	\$1,000	504,000.00	10
\$1,000	\$1,000	504,000.00	10
\$1,000 x 10	\$10,000	1,260,000.00	4
\$5,000 x 2	\$10,000	1,680,000.00	3
\$10,000	\$10,000	1,680,000.00	3
\$500 A WEEK FOR FIVE YEARS	TOP PRIZE	2,520,000.00	2

(11) The estimated overall odds of winning some prize in Instant Game Number 472 are 1 in 3.41. Some prizes, including the top prizes, may be sold out at the time of ticket purchase.

(12) For reorders of Instant Game Number 472, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(13) By purchasing a \$130,000 BONUS lottery ticket the player agrees to comply with and abide by all rules and regulations of the Florida Lottery.

(14) Payment of prizes for \$130,000 BONUS lottery tickets shall be made in accordance with rules of the Florida Lottery governing procedures for awarding prizes. A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Specific Authority 24.105(9)(a),(b),(c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a),(b),(c), 24.115(1) FS. History—New 2-28-03.

THIS EMERGENCY RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.

EFFECTIVE DATE: February 28, 2003

DEPARTMENT OF THE LOTTERY

RULE TITLE: Instant Game Number 477, TRIPLE PAYOUT
 RULE NO.: 53ER03-16
 SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 477, “TRIPLE PAYOUT,” for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; and the estimated odds of winning, value, number and size of prizes in the game.
 THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane D. Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER03-16 Instant Game Number 477, TRIPLE PAYOUT.

(1) Name of Game. Instant Game Number 477, “TRIPLE PAYOUT.”

(2) Price. TRIPLE PAYOUT lottery tickets sell for \$1.00 per ticket.

(3) TRIPLE PAYOUT lottery tickets shall have a series of numbers in Machine Readable Code (or bar code) on the back of the ticket, along with a Void If Removed Number under the latex area on the ticket. To be a valid winning TRIPLE PAYOUT lottery ticket, a combination of essential elements sufficient to validate the ticket must be present as set forth in paragraph 53ER92-63(1)(a), Florida Administrative Code. In the event a dispute arises as to the validity of any TRIPLE PAYOUT lottery ticket, or as to the prize amount, the Void If Removed Number under the latex shall prevail over the bar code.

(4) The “YOUR NUMBERS” play symbols and play symbol captions are as follows:

INSERT SYMBOLS

(5) The “WINNING NUMBERS” play symbols and play symbol captions are as follows:

INSERT SYMBOLS

(6) The prize symbols and prize symbol captions are as follows:

INSERT SYMBOLS


(7) The legends are as follows:

INSERT SYMBOLS

(8) Determination of Prize Winners.

(a) A ticket having a number in the “YOUR NUMBERS” play area that matches either number in the “WINNING NUMBERS” play area shall entitle the claimant to the corresponding prize shown for that number. A ticket may have up to five sets of matching numbers. The prizes are: TICKET, \$1.00, \$2.00, \$5.00, \$10.00, \$20.00, \$100, and \$2,500. A claimant who is entitled to a prize of a “TICKET” shall be entitled to a prize of a \$1.00 ticket, except as follows. A person who submits by mail a TRIPLE PAYOUT lottery ticket which entitles the claimant to a prize of a \$1.00 ticket and whose mailing address is outside the state of Florida will receive a check for \$1.00 in lieu of an actual ticket.



(b) A ticket having a “ TRIPLE ” symbol in the “YOUR NUMBERS” play area shall entitle the claimant to triple the corresponding prize shown.

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 477 are as follows:

<u>GAME PLAY</u>	<u>WIN</u>	<u>ODDS OF</u>	<u>NUMBER OF</u>
<u>TICKET</u>	<u>\$1 TICKET</u>	<u>1 IN</u>	<u>WINNERS IN</u>
			<u>84 POOLS OF</u>
			<u>PER POOL</u>
			<u>180,000 TICKETS</u>
\$1	\$1	10.00	1,512,000
\$1 (\$\$\$)	\$3	50.00	302,400
\$1 x 5	\$5	150.00	100,800
\$2 (\$\$\$)	\$6	150.00	100,800
\$2 x 5	\$10	300.00	50,400
\$5 (\$\$\$)	\$15	300.00	50,400
\$5 x 4	\$20	300.00	50,400
\$20	\$20	300.00	50,400
\$10 (\$\$\$)	\$30	600.00	25,200
\$10 x 5	\$50	4,500.00	3,360
\$20 x 5	\$100	48,774.19	310
\$100 (\$\$\$)	\$300	504,000.00	30
\$2,500	\$2,500	1,512,000.00	10

(10) The estimated overall odds of winning some prize in Instant Game Number 477 are 1 in 3.92. Some prizes, including the top prizes, may be sold out at the time of ticket purchase.

(11) For reorders of Instant Game Number 477, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) By purchasing a TRIPLE PAYOUT lottery ticket the player agrees to comply with and abide by all rules and regulations of the Florida Lottery.

(13) Payment of prizes for TRIPLE PAYOUT lottery tickets shall be made in accordance with rules of the Florida Lottery governing procedures for awarding prizes. A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Specific Authority 24.105(9)(a),(b),(c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a),(b),(c), 24.115(1) FS. History—New 2-28-03.

THIS EMERGENCY RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.

EFFECTIVE DATE: February 28, 2003

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

WATER MANAGEMENT DISTRICTS

The St. Johns River Water Management District hereby gives notice that it received a petition for variance on February 10, 2003, from Brevard County Board of County Commissioners. Pursuant to Section 373.414(17), Florida Statutes, the Brevard County Board of County Commissioners is seeking a variance from paragraph 40C-4.302(1)(c), Florida Administrative Code, and the associated portion of the Applicant’s Handbook: Management and Storage of Surface Waters, including Section 12.2.5(c), with respect to Environmental Resource Permit Application 4-009-84822-1 to repair and/or replace existing boat ramps and docks in Brevard County. Some of the planned construction is proposed to occur directly in the Indian River Lagoon which is categorized in this area as Class II waters and that are classified by the Department of Agricultural and Consumer Services as restricted for shellfish harvesting.

Comments on this petition should be filed with Sandy Bertram, District Clerk, St. Johns River Water Management District, P. O. Box 1429, Palatka, Florida 32178-1429, within 14 days of publication of this notice. The petition has been assigned F.O.R. Number 2003-21.

For a copy of the petition or additional information, contact: Mary Ellen Jones, Assistant General Counsel, Office of General Counsel, St. Johns River Water Management District, P. O. Box 1429, Palatka, Florida 32178-1429, (386)312-2340.

NOTICE IS HEREBY GIVEN that on February 19, 2003, the South Florida Water Management District (SFWMD) received a Petition for Variance (Application 030219-3) from the Greater Orlando Aviation Authority for a project known as Mud Lake Conservation, Borrow Pit M-5 and Pond P-1 Modifications, located in Orange County. The petition seeks relief from Section 7.4(d) of the Basis of Review for Environmental Resource Permit Applications Within the South Florida Water Management District – June 2002, incorporated by reference in Rule 40E-4.091, Florida Administrative Code, pertaining to wet retention/detention area dimensional criteria. A copy of the petition may be obtained from Beth Colavecchio, (561)682-6905 or e-mail: bcolavec@sfwmd.gov. The SFWMD will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at the South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33401, Attn: District Clerk.

For additional information, contact: Ed Yaun, Orlando Service Center, 1707 Orlando Central Pkwy, Suite 200, Orlando, FL 32809, (407)858-6100, Extension 3824 or e-mail: eyaun@sfwmd.gov.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Department of Environmental Protection is granting a petition for variance received from ARCADIS G&M, Inc. (OGC Case Number 02-1902) on November 13, 2002. Notice of receipt of this petition was published in the Florida Administrative Weekly and the Department’s Internet, on December 27, 2002. The petition requested a variance from the zone of discharge prohibition for discharges through wells under subsection 62-522.300(3), of the Florida Administrative Code.

The full text of this notice is published on the Internet at the Department of Environmental Protection’s home page at <http://www.dep.state.fl.us/> under the link or button titled “Official Notices,” under the underground injection control program area.

For information on this final order call: Cathy McCarty, (850)245-8654.

The DEP received on October 25, 2002, five petitions from Brown & Root Services, Inc. (Brown & Root Environmental, Halliburton NUS, Halliburton, Halliburton KBR, and other Halliburton subsidiaries), for waivers pursuant to subsection 376.3071(12)(k)5., F.S., of certain record keeping requirements under subsection 376.3071(12)(e), F.S. On February 19, 2003, the Department and Brown & Root Services, Inc. entered into a settlement agreement resolving all issues raised in the five petitions. Brown & Root Services, Inc. voluntarily withdrew all five petitions.

The full text of this notice is published on the Internet at the Department of Environmental Protection’s home page at <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

The Department of Environmental Protection has received a request for variance from or waiver of subparagraph 62B-33.024(4)(a)1., F.A.C., from Hopping Green & Sams, Attorneys and Counselors on behalf of Destin Development, LLC.

The full text of this notice is published on the Internet at the Department of Environmental Protection’s home page at <http://www.dep.state.fl.us/> under the link or button entitled “Official Notices.”

If you have additional questions please contact: Rosaline Beckham, (850)488-3181.

DEPARTMENT OF HEALTH

The Board of Medicine hereby gives notice that it has issued an Order on the Petition for Waiver filed by F. Leigh Phillips, M.D. The Notice of Petition for Waiver was published in Vol. 28, No. 47, of the November 22, 2002, Florida Administrative Weekly.

The Surgical Care Committee considered the Petition at its meeting held on January 27, 2003. The Board considered the Committee’s recommendation at its meeting held on February 8, 2003, in Orlando, Florida. The Board’s Order, filed on February 20, 2003, denies the petition for waiver finding that the underlying purpose of the statute, as implemented by Rule 64B8-9.009, F.A.C., has not been met and that the Petitioner has not demonstrated a substantial hardship.

A copy of the Board’s Order may be obtained by contacting: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3753.

The Board of Medicine hereby gives notice that it has issued an Order on the Petition for Waiver filed by Jay H. Ross, M.D. The Notice of Petition for Waiver was published in Vol. 28, No. 52, of the December 27, 2002, Florida Administrative Weekly.

The Surgical Care Committee considered the Petition at its meeting held on January 27, 2003. The Board considered the Committee’s recommendation at its meeting held on February 8, 2003, in Orlando, Florida. The Board’s Order, filed on February 20, 2003, denies the petition for waiver finding that the underlying purpose of the statute, as implemented by Rule 64B8-9.009, F.A.C., has not been met and that the Petitioner has not demonstrated a substantial hardship.

A copy of the Board’s Order may be obtained by contacting the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3753.

The Board of Medicine hereby gives notice that it has issued an Order on the Petition for Waiver filed by Douglas Dedo, M.D. The Notice of Petition for Waiver was published in Vol. 28, No. 45, of the November 8, 2002, Florida Administrative Weekly.

The Surgical Care Committee considered the Petition at its meeting held on January 27, 2003. The Board considered the Committee's recommendation at its meeting held on February 8, 2003, in Orlando, Florida. The Board's Order, filed on February 20, 2003, denies the petition for waiver finding that the underlying purpose of the statute, as implemented by Rule 64B8-9.009, F.A.C., has not been met and that the Petitioner has not demonstrated a substantial hardship.

A copy of the Board's Order may be obtained by contacting: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3753.

The Board of Medicine hereby gives notice that Petition for Waiver filed by Jennifer Buck, M.D., has been withdrawn. Notice of the Petition for Waiver was published in Vol. 29, No. 3, of the January 17, 2003, Florida Administrative Weekly.

The person to be contacted regarding this Petition is: Larry G. McPherson, Jr., Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3753.

The Board of Medicine hereby gives notice that Petition for Waiver filed by Erel Laufer, M.D., has been withdrawn. Notice of the Petition for Waiver was published in Vol. 29, No. 3, of the January 17, 2003, Florida Administrative Weekly.

The person to be contacted regarding this Petition is: Larry G. McPherson, Jr., Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3753.

The Board of Medicine hereby gives notice that it has issued an Order on the Petition for Waiver filed by Vasudha Viswanathan, M.D. The Notice of Petition for Waiver was published in Vol. 29, No. 3, of the January 17, 2003, Florida Administrative Weekly. The Committee considered the Petition at its meeting held on January 25, 2003, and the Board considered the Committee's recommendation at its meeting held on February 8, 2003, in Orlando, Florida. The Board's Order, filed on February 25, 2003, grants the petition for waiver finding that the underlying purpose of the statute, as implemented by Rule 64B8-5.001, has been met and that the Petitioner has demonstrated a substantial hardship.

A copy of the Board's Order may be obtained by contacting the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3753.

The Board of Medicine hereby gives notice that it has issued an Order on the Petition for Waiver filed by Kim S. Martinez, M.D. The Notice of Petition for Waiver was published in Vol. 29, No. 3, of the January 17, 2003, Florida Administrative Weekly.

The Committee considered the Petition at its meeting held on January 25, 2003, and the Board considered the Committee's recommendation at its meeting held on February 8, 2003, in Orlando, Florida. The Board's Order, filed on February 25, 2003, grants the petition for waiver finding that the underlying purpose of the statute, as implemented by Rule 64B8-5.001, has been met and that the Petitioner has demonstrated a substantial hardship.

A copy of the Board's Order may be obtained by contacting the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3753.

The Board of Medicine hereby gives notice that it has issued an Order on the Petition for Waiver filed on behalf of Keith E. Cook, M.D. The Notice of Petition for Waiver was published in Vol. 29, No. 3, of the January 17, 2003, Florida Administrative Weekly. The Credentials Committee Board considered the Petition at its meeting held on January 25, 2003 and the Board considered the Committee's recommendation at its meeting held on February 8, 2003, in Orlando, Florida. The Board's Order, filed on February 25, 2003, denies the petition for waiver finding that the underlying purpose of the statute, as implemented by Rule 64B8-5.001, F.A.C., has not been met and that the Petitioner has not demonstrated a substantial hardship.

A copy of the Board's Order may be obtained by contacting: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3753.

The Board of Medicine hereby gives notice that it has issued an Order on the Petition for Waiver filed on behalf of Jacinto B. Moya, M.D. The Notice of Petition for Waiver was published in Vol. 29, No. 3, of the January 17, 2003, Florida Administrative Weekly. The Committee considered the Petition at its meeting held on January 25, 2003, and the Board considered the Committee's recommendation at its meeting held on February 8, 2003, in Orlando, Florida. The Board's Order, filed on February 25, 2003, grants the petition for waiver finding that the underlying purpose of the statute, as implemented by Rule 64B8-5.001, has been met and that the Petitioner has demonstrated a substantial hardship.

A copy of the Board's Order may be obtained by contacting: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3753.

The Board of Medicine hereby gives notice that it has issued an Order on the Petition for Waiver filed on behalf of Nagesh D. Bailur, M.D. The Notice of Petition for Waiver was published in Vol. 29, No. 3, of the January 17, 2003, Florida Administrative Weekly. The Committee considered the Petition at its meeting held on January 25, 2003, and the Board considered the Committee's recommendation at its meeting held on February 8, 2003, in Orlando, Florida. The Board's Order, filed on February 25, 2003, grants the petition for waiver finding that the underlying purpose of the statute, as implemented by Rule 64B8-5.001, F.A.C., has been met and that the Petitioner has demonstrated a substantial hardship.

A copy of the Board's Order may be obtained by contacting: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3753.

FLORIDA HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation gives notice of the entry of an Order Granting Petition for Waiver from Rule 67-32, F.A.C.

NAME OF THE PETITIONER: Presbyterian Towers

DATE PETITION WAS FILED: December 6, 2002

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Fla. Admin. Code R. 67-32.006, F.A.C., which states that all loans shall be non-amortizing and shall have an interest rate of three percent, Petitioner is requesting a decrease to one percent interest rate.

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: Florida Administrative Weekly, December 20, 2002, Vol. 28, No. 51.

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION ORDER APPROVED THE VARIANCE OR WAIVER: February 24, 2003.

THE GENERAL BASIS FOR THE DECISION: The purpose of the underlying statute is to make loans to Eligible Housing Providers and Eligible Home Buyers for the construction of affordable housing. The waiver will further this purpose.

EXPLANATION OF HOW A COPY OF THE ORDER CAN BE OBTAINED: A copy of the Order is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at Florida Housing Finance Corporation, 227 N. Bronough St., Suite 5000, Tallahassee, FL 32301-1329. Requests for copies or inspections should be made to Sherry Green, Public Records Clerk, at the above address, (850)488-4198 or e-mail: Sherry.Green@floridahousing.org.

**Section VI
Notices of Meetings, Workshops and Public Hearings**

DEPARTMENT OF STATE

The **Department of State, Division of Historic Resources** announces a meeting to which all interested persons are invited.

DATE AND TIME: Wednesday, March 26, 2003, 10:30 a.m. – 5:00 p.m.

PLACE: R. A. Gray Building, 500 S. Bronough Street, Third Floor, Room 307, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a quarterly meeting to conduct business.

A copy of the agenda may be obtained by writing: Florida Folklife Council, Bureau of Historic Preservation, Division of Historical Resources, 500 South Bronough Street, Tallahassee, Florida 32399-0250 or calling (850)245-6333.

Should any person wish to appeal any decision made with respect to the above referenced meeting, she or he may need to ensure verbatim recording of the proceedings in order to provide a record of judicial review.

Pursuant to Chapter 286.26, Florida Statutes, people with disabilities wishing to attend this meeting should contact the agency at least 48 hours prior to the meeting in order to request any special assistance.

The **Friends of Historic Properties & Museums, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 26, 2003, 11:30 a.m.

PLACE: R. A. Gray Building, 500 South Bronough Street, Director's Conference Room 305, 3rd Floor, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business meeting with the Board of Directors.

A copy of the agenda may be obtained by writing: Stephen McLeod, Bureau of Historical Museums, Division of Historical Resources, 500 S. Bronough Street, Tallahassee, Florida 32399-0250 or calling (850)245-6375.

Should any person wish to appeal any decision made with respect to the above mentioned meeting, he or she may need to ensure verbatim recording of the proceedings in order to provide a record of judicial review.

Pursuant to Section 286.26, Florida Statutes, people with disabilities wishing to attend this meeting should contact the agency at least 48 hours prior to the meeting in order to request any assistance.

The **Friends of the Knott House**, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 26, 2003, 4:00 p.m.

PLACE: Knott House Museum, 301 East Park Avenue, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business meeting with the Board of Directors.

A copy of the agenda may be obtained by writing: Stephen McLeod, Bureau of Historical Museums, Division of Historical Resources, 500 S. Bronough Street, Tallahassee, Florida 32399-0250 or calling (850)245-6375.

Should any person wish to appeal any decision made with respect to the above mentioned meeting, he or she may need to ensure verbatim recording of the proceedings in order to provide a record of judicial review.

Pursuant to Section 286.26, Florida Statutes, people with disabilities wishing to attend this meeting should contact the agency at least 48 hours prior to the meeting in order to request any assistance.

The **Friends of the Museum of Florida History**, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 27, 2003, 10:00 a.m.

PLACE: R. A. Gray Building, 500 South Bronough Street, Education Room, Lower Level, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business meeting with the Board of Directors.

A copy of the agenda may be obtained by writing: Stephen McLeod, Bureau of Historical Museums, Division of Historical Resources, 500 S. Bronough Street, Tallahassee, Florida 32399-0250 or calling (850)245-6375.

Should any person wish to appeal any decision made with respect to the above mentioned meeting, he or she may need to ensure verbatim recording of the proceedings in order to provide a record of judicial review.

Pursuant to Section 286.26, Florida Statutes, people with disabilities wishing to attend this meeting should contact the agency at least 48 hours prior to the meeting in order to request any assistance.

The **Friends of the Mission San Luis**, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 27, 2003, 2:00 p.m.

PLACE: R. A. Gray Building, 500 South Bronough Street, Director's Conference Room 305m 3rd Floor, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business meeting with the Board of Directors.

A copy of the agenda may be obtained by writing: Stephen McLeod, Bureau of Historical Museums, Division of Historical Resources, 500 S. Bronough Street, Tallahassee, Florida 32399-0250 or calling (850)245-6375.

Should any person wish to appeal any decision made with respect to the above mentioned meeting, he or she may need to ensure verbatim recording of the proceedings in order to provide a record of judicial review.

Pursuant to Section 286.26, Florida Statutes, people with disabilities wishing to attend this meeting should contact the agency at least 48 hours prior to the meeting in order to request any assistance.

The **Friends of the Old Florida Capitol**, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 28, 2003, 10:00 a.m.

PLACE: R. A. Gray Building, 500 South Bronough Street, Director's Conference Room 305, 3rd Floor, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business with the Board of Directors.

A copy of the agenda may be obtained by writing: Stephen McLeod, Bureau of Historical Museums, Division of Historical Resources, 500 S. Bronough Street, Tallahassee, Florida 32399-0250 or calling (850)245-6375.

Should any person wish to appeal any decision made with respect to the above mentioned meeting, he or she may need to ensure verbatim recording of the proceedings in order to provide a record of judicial review.

Pursuant to Section 286.26, Florida Statutes, people with disabilities wishing to attend this meeting should contact the agency at least 48 hours prior to the meeting in order to request any assistance.

DEPARTMENT OF LEGAL AFFAIRS

The Resources Committee of the Florida **Commission on the Status of Women** will hold a telephone conference to which all interested parties are invited to participate.

DATE AND TIME: Wednesday, March 19, 2003, 10:00 a.m.

PLACE: Call (850)414-3300 for information on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss general issues.

If you need an accommodation because of disability in order to participate, please notify FCSW in writing at least five days in advance at Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050.

The Executive Committee of the Florida **Commission on the Status of Women** will hold a telephone conference to which all interested parties are invited to participate.

DATE AND TIME: Thursday, March 20, 2003, 10:30 a.m.

PLACE: Call (850)414-3300 for information on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss general issues.

If you need an accommodation because of disability in order to participate, please notify FCSW in writing at least five days in advance at Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050.

The Legislative Advocacy Committee of the Florida **Commission on the Status of Women** will hold a telephone conference to which all interested parties are invited to participate.

DATE AND TIME: Friday, March 21, 2003, 2:00 p.m.

PLACE: Call (850)414-3300 for information on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss general issues.

If you need an accommodation because of disability in order to participate, please notify FCSW in writing at least five days in advance at Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050.

The Florida **Commission on the Status of Women** will hold a meeting to which all interested persons are invited.

DATE AND TIME: March 24, 2003, 9:00 a.m. – 5:00 p.m.

PLACE: Turlington Building, Florida Education Center, 325 West Gaines Street, Room 1706, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss general issues.

If you need an accommodation because of disability in order to participate, please notify FCSW in writing at least five days in advance at Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050.

The Legislative Advocacy Committee of the Florida **Commission on the Status of Women** will hold a telephone conference to which all interested parties are invited to participate.

DATE AND TIME: Friday, March 28, 2003, 2:00 p.m.

PLACE: Call (850)414-3300 for information on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss general issues.

If you need an accommodation because of disability in order to participate, please notify FCSW in writing at least five days in advance at Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050.

DEPARTMENT OF BANKING AND FINANCE

The Florida **Board of Funeral and Cemetery Services** announces a public Rules Committee meeting and all persons are invited to attend.

DATE AND TIME: April 10, 2003, 10:30 a.m. – 3:00 p.m.

PLACE: Room 116, Larson Building, 200 E. Gaines Street, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Rules Committee Business.

TO OBTAIN FURTHER INFORMATION AND TO OBTAIN A COPY OF THE AGENDA CONTACT: LaTonya Bryant, Administrative Secretary, Division of Consumer Services, 200 East Gaines St., Tallahassee, FL 32399-0361, (850)410-9848, seven days prior to the meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise LaTonya Bryant, (850)410-9848, at least 48 hours before the meeting. If you are hearing or speech impaired, contact LaTonya Bryant, via the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice), for assistance.

The Florida **Board of Funeral and Cemetery Services** announces a public Board Meeting and all persons are invited to attend.

DATE AND TIME: April 11, 2003, 10:00 a.m. – 5:00 p.m.

PLACE: Department of Transportation Auditorium, 605 Suwannee Street, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board Business

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, the person will need a record of the proceedings, and for such purpose the person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

TO OBTAIN FURTHER INFORMATION CONTACT: LaTonya Bryant, Administrative Secretary, Division of Consumer Services, 200 East Gaines St., Tallahassee, FL 32399-0361, telephone number (850)410-9848. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise LaTonya Bryant, (850)410-9848, at least 48 hours before the meeting. If you are hearing or speech impaired, contact LaTonya Bryant via the Florida Relay Service at 1(800)955-8771 (TDD); or 1(800)955-8770 (Voice), for assistance.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The **Department of Agriculture and Consumer Services** announces a meeting of the Florida Aquaculture Review Council.

DATE AND TIME: March 25, 2003, 10:00 a.m.

PLACE: Division of Aquaculture Conference Room, 1203 Governor's Square Blvd., Fifth Floor, Tallahassee, FL 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss issues affecting the growth of aquaculture in Florida. A copy of the agenda can be obtained by contacting Karen Metcalf at 1203 Governor's Square Boulevard, Tallahassee, FL 32301 (Phone 850-488-4033). If special accommodations are needed to attend this meeting because of disability, please contact Karen Metcalf as soon as possible.

The Florida **Department of Agriculture and Consumer Services**, Office of Agricultural Water Policy, announces it will conduct a public meeting to which all persons are invited:
 DATE AND TIME: March 19, 2003, 1:00 p.m. – 5:00 p.m.
 PLACE: Putnam County Extension Service Auditorium, 111 Yelvington Road, East Palatka, Florida 32131, (386)329-0318
 GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this workshop is to review a draft rule that adopts the *Water Quality/Quantity BMPs for Indian River Area Citrus*, establishes record keeping requirements and the procedures for landowners and leaseholders to submit a notice of intent to comply with Best Management Practices (BMPs) and interim measures.

For more information regarding the agenda, draft rule, and directions contact: Mr. Jody Lee, Environmental Specialist III, Florida Department of Agriculture, Office of Agricultural Water Policy, c/o St. John's River WMD, P. O. Box 1429, 4049 Reid Street, Palatka, Florida 32178, (386)329-4812, Email: jlee@sjrwmd.com

If an accommodation is needed for a disability in order to participate in this meeting, please notify the Bureau of Personnel management, Department of Agriculture and consumer Services, (850)488-1806, at least seven days prior to the meeting.

DEPARTMENT OF EDUCATION

The **Florida Atlantic University**, Board of Trustees announces a meeting to which all persons are invited:
 DATE AND TIME: Friday, March 21, 2003, 9:00 a.m.
 PLACE: Boca Raton Campus, Live Oak Pavilion, 777 Glades Road, Boca Raton, Florida 33431
 GENERAL SUBJECT MATTER TO BE CONSIDERED: University/Trustee Business.

PUBLIC COMMENT: A public comment segment is scheduled immediately following the board meeting. Public comment will be taken on items on the board agenda. Presenters will be required to complete a public comment request card prior to the public hearing. Comment cards will be available at the meeting.

A copy of the agenda may be obtained by contacting: Dr. Anthony Lombardo, Florida Atlantic University, 777 Glades Road, Boca Raton, Florida 33431, (561)297-3032

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting: Ms. Paula Behl, (561)297-3004. If you are hearing or speech impaired, please contact the agency via TDD No. (561)297-2130.

The Board of Trustees, Endowment Investment Committee of the **Florida School for the Deaf and the Blind** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, April 11, 2003, 2:00 p.m.

PLACE: Walker Hall Board Room, FSDB Campus, St. Augustine, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Matters pertaining to the Florida School for the Deaf and the Blind.

A copy of the agenda may be obtained by writing: Elmer Dillingham, President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084-2799 or by calling (904)827-2200.

Should any person wish to appeal any decision made with respect to any matter considered at the above-referenced meeting, he may need to ensure that a verbatim record of the proceedings be made, which record includes the testimony and evidence upon which the appeal is to be based.

Special accommodations for persons with disabling conditions should be requested at least 48 hours in advance from the aforementioned address.

The Board of Trustees of the **Florida School for the Deaf and the Blind** announces a public meeting to which all persons are invited.

DATE AND TIME: Saturday, April 12, 2003 9:00 a.m.

PLACE: Wilson Music Building Auditorium, FSDB Campus, St. Augustine, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Matters pertaining to the Florida School for the Deaf and the Blind.

A copy of the agenda may be obtained by writing: Elmer L. Dillingham, President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084-2799 or by calling (904)827-2000.

Should any person wish to appeal any decision made with respect to any matter considered at the above referenced meeting, he may need to ensure that a verbatim record of the proceedings be made, which record includes the testimony and evidence upon which the appeal is to be based.

Special accommodations for persons with disabling conditions should be requested at least 48 hours in advance from the aforementioned address.

The Florida **Community College System** announces a meeting of the 2003 All Florida Academic Team to which all persons are invited.

Reception Honoring the All-Florida Academic Team

DATE AND TIME: March 26, 2003, 6:30 p.m. – 8:00 p.m.

PLACE: Holiday Inn Select, Capital Room, Tallahassee, FL
Capitol Tour with Visit to House of Representatives and Senate

DATE AND TIME: March 27, 2003, 8:00 a.m. – 10:00 a.m.

PLACE: The Capitol, Tallahassee, FL

All-Florida Academic Team Awards Program and Luncheon

DATE AND TIME: March 27, 2003, 11:00 a.m. – 1:00 p.m.

PLACE: Florida State University, Center for Professional Development, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the National Phi Theta Kappa All-USA Academic Team Program.

NOTE: If you need special services to attend the meeting or need additional information, write the Division of Community Colleges, 325 West Gaines Street, Suite 1314, Tallahassee, Florida 32399-0400.

The **Florida Rehabilitation Council** announces the following conference call/quarterly meeting:

MEETING: Florida Rehabilitation Council Quarterly Meeting

DATE AND TIME: March 17, 2003, 2:00 p.m. – 5:00 p.m.

PLACE: DVR Headquarters, 2002 Old Saint Augustine Road, Tallahassee, Florida 32399-0696

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meetin of the Florida Rehabilitative Council.

A copy of the agenda may be obtained by contacting: Florida Rehabilitative Council, 2002 Old Saint Augustine Road, Building A, Tallahassee, FL 32399-0696, (850)488-6210.

Any interested parties that need further information may contact: Vicki Welch, Extension 150 or her Assistant, Yolanda Manning, Extension 128.

COMMITTEE MEETINGS: Please note that committees of the Florida Rehabilitative Council will meet at various times throughout the year to carry out the work of the council; the meeting dates and times will be posted at the above address at least seven days prior to the meeting. Persons who want to be notified of such meeting may request to be put on mailing list for such notices by writing to Yolanda Manning at the Council's address.

Notices of meetings and hearings must advise that a record is required to appeal. Each board, commission, agency of this state or of any political subdivision; thereof shall include in the notice any meeting or hearing, if notice of the meeting or hearing is required of such board, commission, or agency, conspicuously on such notice, they advise that if a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such

meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record includes the testimony and evidence upon which the appeal is to be based. (Florida Statutes, 286.0105)

The **Florida Rehabilitation Council** announces the following conference call/meeting:

MEETING: Florida Rehabilitation Council: Coordination Committee

DATE AND TIME: March 27, 2003, 11:00 a.m.

PLACE: Headquarters, Florida Rehabilitative Council, 2002 Old Saint Augustine Road, Building A, Tallahassee, FL 32399-0696, (850)487-3431

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of the Florida Rehabilitative Council.

A copy of the agenda may be obtained by contacting: Florida Rehabilitative Council, 2002 Old Saint Augustine Road, Building A, Tallahassee, FL 32399-0696, (850)487-3431.

Any interested parties that need further information may contact Vicki Welch, Extension 150 or her Assistant, Yolanda Manning, Extension 128.

COMMITTEE MEETINGS: Please note that committees of the Florida Rehabilitative Council will meet at various times throughout the year to carry out the work of the council; the meeting dates and times will be posted at the above address at least seven days prior to the meeting. Persons who want to be notified of such meeting may request to be put on mailing list for such notices by writing to Yolanda Manning at the Council's address.

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The **Florida Rehabilitation Council** announces the following conference call/meeting:

MEETING: Florida Rehabilitation Council Conference Call: Executive Committee

DATE AND TIME: April 3, 2003, 10:30 a.m. – 11:30 p.m.

PLACE: VR Headquarters, 2002 Old Saint Augustine Road, Tallahassee, Florida 32399-0696

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a conference call of the Florida Rehabilitative Council Planning Committee.

A copy of the agenda may be obtained by contacting: Florida Rehabilitative Council, 2002 Old Saint Augustine Road, Building A, Tallahassee, FL 32399-0696, (850)488-6210.

Any interested parties that need further information may contact: Vicki Welch, Extension 150 or her Assistant, Yolanda Manning, Extension 128.

COMMITTEE MEETINGS: Please note that committees of the Florida Rehabilitative Council will meet at various times throughout the year to carry out the work of the council; the meeting dates and times will be posted at the above address at least seven days prior to the meeting. Persons who want to be notified of such meeting may request to be put on mailing list for such notices by writing to Yolanda Manning at the Council's address.

Notices of meetings and hearings must advise that a record is required to appeal. Each board, commission, agency of this state or of any political subdivision; thereof shall include in the notice any meeting or hearing, if notice of the meeting or hearing is required of such board, commission, or agency, conspicuously on such notice, they advise that if a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record includes the testimony and evidence upon which the appeal is to be based. (Florida Statutes, 286.0105)

The **Florida Rehabilitation Council** announces the following conference call/meeting:

MEETING: Florida Rehabilitation Council: Evaluation Committee

DATE AND TIME: April 3, 2003, 11:30 a.m. – 12:30 p.m.

PLACE: VR Headquarters, 2002 Old Saint Augustine Road, Tallahassee, Florida 32399-0696

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a conference call of the Florida Rehabilitative Council Planning Committee.

A copy of the agenda may be obtained by contacting: Florida Rehabilitative Council, 2002 Old Saint Augustine Road, Building A, Tallahassee, FL 32399-0696, (850)488-6210.

Any interested parties that need further information may contact: Vicki Welch, Extension 150 or her Assistant, Yolanda Manning, Extension 128.

COMMITTEE MEETINGS: Please note that committees of the Florida Rehabilitative Council will meet at various times throughout the year to carry out the work of the council; the meeting dates and times will be posted at the above address at least seven days prior to the meeting. Persons who want to be

notified of such meeting may request to be put on mailing list for such notices by writing to Yolanda Manning at the Council's address.

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The **Florida Rehabilitation Council** announces the following conference call/meeting:

MEETING: Florida Rehabilitation Council: Coordination Committee

DATE AND TIME: April 17, 2003, 10:00 a.m.

PLACE: Headquarters

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of the Florida Rehabilitative Council.

A copy of the agenda may be obtained by contacting: Florida Rehabilitative Council, 2002 Old Saint Augustine Road, Building A, Tallahassee, FL 32399-0696, (850)487-3431.

Any interested parties that need further information may contact Vicki Welch, Extension 150 or her Assistant, Yolanda Manning, Extension 128.

COMMITTEE MEETINGS: Please note that committees of the Florida Rehabilitative Council will meet at various times throughout the year to carry out the work of the council; the meeting dates and times will be posted at the above address at least seven days prior to the meeting. Persons who want to be notified of such meeting may request to be put on mailing list for such notices by writing to Yolanda Manning at the Council's address.

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The **Florida Rehabilitation Council** announces the following conference call/meeting:

MEETING: Florida Rehabilitation Council Conference Call: Executive Committee

DATE AND TIME: May 1, 2003, 10:30 a.m. – 11:30 a.m.

PLACE: VR Headquarters, 2002 Old Saint Augustine Road, Tallahassee, Florida 32399-0696

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a conference call of the Florida Rehabilitative Council Planning Committee.

A copy of the agenda may be obtained by contacting: Florida Rehabilitative Council, 2002 Old Saint Augustine Road, Building A, Tallahassee, FL 32399-0696, (850)488-6210.

Any interested parties that need further information may contact: Vicki Welch, Extension 150 or her Assistant, Yolanda Manning, Extension 128.

COMMITTEE MEETINGS: Please note that committees of the Florida Rehabilitative Council will meet at various times throughout the year to carry out the work of the council; the meeting dates and times will be posted at the above address at least seven days prior to the meeting. Persons who want to be notified of such meeting may request to be put on mailing list for such notices by writing to Yolanda Manning at the Council's address.

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The **Florida Rehabilitation Council** announces the following conference call/meeting:

MEETING: Florida Rehabilitation Council Conference Call: Evaluation Committee

DATE AND TIME: May 1, 2003, 11:30 a.m. – 12:30 p.m.

PLACE: VR Headquarters, 2002 Old Saint Augustine Road, Tallahassee, Florida 32399-0696

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a conference call of the Florida Rehabilitative Council Planning Committee.

A copy of the agenda may be obtained by contacting: Florida Rehabilitative Council, 2002 Old Saint Augustine Road, Building A, Tallahassee, FL 32399-0696, (850)488-6210.

Any interested parties that need further information may contact: Vicki Welch, Extension 150 or her Assistant, Yolanda Manning, Extension 128.

COMMITTEE MEETINGS: Please note that committees of the Florida Rehabilitative Council will meet at various times throughout the year to carry out the work of the council; the meeting dates and times will be posted at the above address at least seven days prior to the meeting. Persons who want to be notified of such meeting may request to be put on mailing list for such notices by writing to Yolanda Manning at the Council's address.

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The **Florida Rehabilitation Council** announces the following conference call/meeting:

MEETING: Florida Rehabilitation Council: Coordination Committee

DATE AND TIME: May 15, 2003, 10:00 a.m.

PLACE: Headquarters

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of the Florida Rehabilitative Council.

A copy of the agenda may be obtained by contacting: Florida Rehabilitative Council, 2002 Old Saint Augustine Road, Building A, Tallahassee, FL 32399-0696, (850)487-3431.

Any interested parties that need further information may contact: Vicki Welch, Extension 150 or her Assistant, Yolanda Manning, Extension 128.

COMMITTEE MEETINGS: Please note that committees of the Florida Rehabilitative Council will meet at various times throughout the year to carry out the work of the council; the meeting dates and times will be posted at the above address at least seven days prior to the meeting. Persons who want to be notified of such meeting may request to be put on mailing list for such notices by writing to Yolanda Manning at the Council's address.

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decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record includes the testimony and evidence upon which the appeal is to be based. (Florida Statutes, 286.0105)

The **Florida Rehabilitation Council** announces the following conference call/quarterly meeting:

MEETING: Florida Rehabilitation Council Quarterly Meeting
DATES AND TIMES: June 4, 2003, 2:00 p.m. – 5:00 p.m.;
June 5-6, 2003, 8:00 a.m. – 5:00 p.m.

PLACE: DVR Headquarters, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of the Florida Rehabilitative Council.

A copy of the agenda may be obtained by contacting: Florida Rehabilitation Council, 2002 Old Saint Augustine Road, Building A, Tallahassee, FL 32399-0696, (850)488-6210.

Any interested parties that need further information may contact: Vicki Welch, Extension 150 or her Assistant, Yolanda Manning, Extension 128.

COMMITTEE MEETINGS: Please note that committees of the Florida Rehabilitative Council will meet at various times throughout the year to carry out the work of the council; the meeting dates and times will be posted at the above address at least seven days prior to the meeting. Persons who want to be notified of such meeting may request to be put on mailing list for such notices by writing to Yolanda Manning at the Council's address.

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The **Florida Rehabilitation Council** announces the following conference call / quarterly meeting:

MEETING: Florida Rehabilitation Council Quarterly Meeting
DATES AND TIMES: November 12, 2003, 2:00 p.m. – 5:00 p.m.; November 13-14, 2003, 8:00 a.m. – 5:00 p.m.

PLACE: DVR Headquarters, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of the Florida Rehabilitative Council.

A copy of the agenda may be obtained by contacting: Florida Rehabilitation Council, 2002 Old Saint Augustine Road, Building A, Tallahassee, FL 32399-0696, (850)488-6210.

Any interested parties that need further information may contact: Vicki Welch, Extension 150 or her Assistant, Yolanda Manning, Extension 128.

COMMITTEE MEETINGS: Please note that committees of the Florida Rehabilitative Council will meet at various times throughout the year to carry out the work of the council; the meeting dates and times will be posted at the above address at least seven days prior to the meeting. Persons who want to be notified of such meeting may request to be put on mailing list for such notices by writing to Yolanda Manning at the Council's address.

Notices of meetings and hearings must advise that a record is required to appeal. Each board, commission, agency of this state or of any political subdivision; thereof shall include in the notice any meeting or hearing, if notice of the meeting or hearing is required of such board, commission, or agency, conspicuously on such notice, they advise that if a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record includes the testimony and evidence upon which the appeal is to be based. (Florida Statutes, 286.0105)

DEPARTMENT OF COMMUNITY AFFAIRS

The **Affordable Housing Study Commission** (AHSC) announces meetings of its Funding, State Level and Local Level Committees to which all persons are invited.

COMMITTEES: Funding, State Level and Local Level Committees

DATES AND TIMES: Wednesday, March 26, 2003, 9:00 a.m. – 10:30 a.m.; Wednesday, March 26, 2003, 2:00 p.m. – 3:30 p.m.; Friday, March 28, 2003, 2:00 p.m. – 3:30 p.m.

PLACE: Call (850)487-8540 or Suncom 277-8540
Funding Committee.

DATE AND TIME: Wednesday, March 26, 2003, 2:00 p.m. – 3:30 p.m. (call may terminate prior to 3:30 p.m. if business is concluded)

PLACE: Call-In Number (850)487-8540 or Suncom 277-8540

GENERAL SUBJECT MATTER TO BE CONSIDERED: Evaluate and propose potential funding sources for a manufactured housing assistance program.

State-Level Committee

DATE AND TIME: Friday, March 28, 2003, 2:00 p.m. – 3:30 p.m. (Call may terminate prior to 3:30 p.m. if business is concluded.)

PLACE: Call-In Number (850)487-8540 or Suncom 277-8540

GENERAL SUBJECT MATTER TO BE CONSIDERED: Develop and recommend guidelines for the design of a state-sponsored manufactured housing assistance program.

Local-Level Committee

DATE AND TIME: Wednesday, March 26, 2003, 9:00 a.m. – 10:30 a.m. (Call may terminate prior to 10:30 a.m. if business is concluded.)

PLACE: Call-In Number (850)487-8540 or Suncom 277-8540

GENERAL SUBJECT MATTER TO BE CONSIDERED: Develop and recommend profile for the implementation of a manufactured housing assistance program at the local level.

For more information regarding this conference call, the work of the Commission, or 2003 Commission meetings, may be obtained by contacting: Marcus Hepburn, Commission Senior Staff Analyst, Affordable Housing Study Commission, 2555 Shumard Oak, Tallahassee, Florida 32399-2100, (850)922-1454, marcus.hepburn@dca.state.fl.us.

Pursuant to Chapter 286.26, Florida Statutes, any disabled person wishing to participate in this meeting in order to request any needed special assistance should contact the office at least 48 hours in advance of the meeting.

DEPARTMENT OF REVENUE

The **Department of Revenue** announces a public hearing to which all persons are invited:

DATE AND TIME: March 25, 2003, 9:00 a.m. (during a regular meeting of the Governor and Cabinet)

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Adoption of the proposed repeals and the proposed amendments to Rule Chapter 12B-6, F.A.C. (Gross Receipts Tax). A Notice of Proposed Rulemaking for these proposed rule changes was published in the Florida Administrative Weekly on November 15, 2002 (Vol. 28, No. 46, pp. 4989-4996). A Notice of Public Hearing was published in the Florida Administrative Weekly on February 7, 2003 (Vol. 29, No. 6, p. 537). Notices of Change to the proposed amendments to Rule 12B-6.001, F.A.C. (Imposition of the Gross Receipts Tax), were published in the Florida Administrative Weekly on February 7, 2003 (Vol. 29, No. 6, pp. 524-525), and on February 21, 2003 (Vol. 29, No. 8, p. 753).

Any person requiring special accommodations to participate in this meeting is asked to advise the Department at least 48 hours before the meeting by contacting: Nancy Purvis, (850)488-0712. Persons with hearing or speech impairments may contact the Department by using the Florida Relay Service, which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Department of Revenue** announces a public hearing to which all persons are invited:

DATE AND TIME: March 25, 2003, 9:00 a.m. (during a regular meeting of the Governor and Cabinet)

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Adoption of the proposed new rules and the proposed amendments to Rule Chapter 12A-1, F.A.C. (Sales and Use Tax). A Notice of Proposed Rulemaking for these proposed rule amendments was published in the Florida Administrative Weekly on January 31, 2003 (Vol. 29, No. 5, pp. 398-417).

Any person requiring special accommodations to participate in this meeting is asked to advise the Department at least 48 hours before the meeting by contacting: Nancy Purvis, (850)488-0712. Persons with hearing or speech impairments may contact the Department by using the Florida Relay Service, which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Department of Revenue** announces a public hearing to which all persons are invited:

DATE AND TIME: March 25, 2003, 9:00 a.m. (during a regular meeting of the Governor and Cabinet)

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Adoption of the proposed repeals and proposed amendments to Rule Chapter 12B-4, F.A.C. (Documentary Stamp Tax). A Notice of Proposed Rulemaking for these proposed rule amendments was published in the Florida Administrative Weekly on January 31, 2003 (Vol. 29, No. 5, pp. 418-428).

Any person requiring special accommodations to participate in this meeting is asked to advise the Department at least 48 hours before the meeting by contacting: Nancy Purvis, (850)488-0712. Persons with hearing or speech impairments may contact the Department by using the Florida Relay Service, which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Department of Revenue** announces a public hearing to which all persons are invited:

DATE AND TIME: March 25, 2003, 9:00 a.m. (during a regular meeting of the Governor and Cabinet)

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Adoption of the proposed amendments to Rule Chapter 12B-7, F.A.C. (Tax on Production of Oil and Gas). A Notice of Proposed Rulemaking for these proposed rule amendments was published in the Florida Administrative Weekly on January 31, 2003 (Vol. 29, No. 5, pp. 428-430).

Any person requiring special accommodations to participate in this meeting is asked to advise the Department at least 48 hours before the meeting by contacting: Nancy Purvis, (850)488-0712. Persons with hearing or speech impairments may contact the Department by using the Florida Relay Service, which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Department of Revenue** announces a public hearing to which all persons are invited:

DATE AND TIME: March 25, 2003, 9:00 a.m. (during a regular meeting of the Governor and Cabinet)

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Adoption of the proposed amendments to Rule Chapter 12C-2, F.A.C. (Intangible Personal Property Tax). A Notice of Proposed Rulemaking for these proposed rule amendments was published in the Florida Administrative Weekly on January 31, 2003 (Vol. 29, No. 5, pp. 434-439).

Any person requiring special accommodations to participate in this meeting is asked to advise the Department at least 48 hours before the meeting by contacting: Nancy Purvis, (850)488-0712. Persons with hearing or speech impairments may contact the Department by using the Florida Relay Service, which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Department of Revenue** announces a public hearing to which all persons are invited:

DATE AND TIME: March 25, 2003, 9:00 a.m. (during a regular meeting of the Governor and Cabinet)

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Adoption of the proposed amendments to Rule Chapter 12C-3, F.A.C. (Estate Tax). A Notice of Proposed Rulemaking for these proposed rule amendments was published in the Florida Administrative Weekly on January 31, 2003 (Vol. 29, No. 5, pp. 439-440).

Any person requiring special accommodations to participate in this meeting is asked to advise the Department at least 48 hours before the meeting by contacting: Nancy Purvis, (850)488-0712. Persons with hearing or speech impairments may contact the Department by using the Florida Relay Service, which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Department of Revenue** announces a public hearing to which all persons are invited:

DATE AND TIME: March 25, 2003, 9:00 a.m. (during a regular meeting of the Governor and Cabinet)

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Adoption of the proposed amendments to Chapter 12A-1, F.A.C. (Sales and Use Tax). A Notice of Proposed Rulemaking for these proposed rule amendments was published in the Florida Administrative Weekly on January 31, 2003 (Vol. 29, No. 5, pp. 417-418).

Any person requiring special accommodations to participate in this meeting is asked to advise the Department at least 48 hours before the meeting by contacting: Nancy Purvis, (850)488-0712. Persons with hearing or speech impairments may contact the Department by using the Florida Relay Service, which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Department of Revenue** announces a public hearing to which all persons are invited:

DATE AND TIME: March 25, 2003, 9:00 a.m. (during a regular meeting of the Governor and Cabinet)

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Adoption of the proposed amendments to Rule Chapter 12B-8, F.A.C. (Insurance Premium Taxes, Fees, and Surcharges). A Notice of Proposed Rulemaking for these proposed rule amendments was published in the Florida Administrative Weekly on January 31, 2003 (Vol. 29, No. 5, pp. 430-431).

Any person requiring special accommodations to participate in this meeting is asked to advise the Department at least 48 hours before the meeting by contacting: Nancy Purvis, (850)488-0712. Persons with hearing or speech impairments may contact the Department by using the Florida Relay Service, which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Department of Revenue** announces a public hearing to which all persons are invited:

DATE AND TIME: March 25, 2003, 9:00 a.m. (during a regular meeting of the Governor and Cabinet)

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Adoption of the proposed amendments to Rule Chapter 12C-1, F.A.C. (Corporate Income Tax). A Notice of Proposed Rulemaking for these proposed rule amendments was published in the Florida Administrative Weekly on January 31, 2003 (Vol. 29, No. 5, pp. 431-434).

Any person requiring special accommodations to participate in this meeting is asked to advise the Department at least 48 hours before the meeting by contacting: Nancy Purvis, (850)488-0712. Persons with hearing or speech impairments

may contact the Department by using the Florida Relay Service, which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF TRANSPORTATION

The Florida **Department of Transportation**, District 6, announces a public meeting to which all persons are invited.

DATE AND TIME: March 24, 2003, 10:00 a.m.

PLACE: Florida Department of Transportation District 6, Rear Auditorium, 1000 N. W. 111th Avenue, Miami, FL 33172

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Miami Intermodal Center ("MIC") Program Technical Review Committee will meet to determine and recommend the feasible proposals submitted in response to the Florida Department of Transportation's Request for Proposals for Joint Development for the MIC Program. Some of the Technical Review Committee Members may participate in the meeting by teleconference.

Interested persons may obtain an agenda for this meeting by visiting the MIC website at www.micdot.com or by contacting: Nick Serianni, 200 West College Avenue, Suite 130 Tallahassee, Florida 32301, (850)224-7777. This agenda will be posted on the MIC website at least 7 days before the meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to attend this meeting is asked to advise the Florida Department of Transportation at least 48 hours before the meeting by contacting Amy Rivero, (305)716-5215.

The Florida **Department of Transportation**, District 6 announces a public meeting to which all persons are invited.

DATE AND TIME: March 25, 2003, 9:00 a.m.

PLACE: Florida Department Transportation District Six, Front Auditorium, 1000 N. W. 111th Avenue, Miami, FL 33172

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Miami Intermodal Center ("MIC") Program Selection Committee will meet to determine the feasible proposals submitted in response to the Florida Department of Transportation's Request for Proposals for Joint Development for the MIC Program.

Interested persons may obtain an agenda for this meeting by visiting the MIC website at www.micdot.com or by contacting: Nick Serianni, 200 West College Avenue, Suite 130 Tallahassee, Florida 32301, (850)224-7777. This agenda will be posted on the MIC website at least 7 days before the meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to attend this meeting is asked to advise the Florida Department of Transportation at least 48 hours before the meeting by contacting Amy Rivero, (305)716-5215.

The **Department of Transportation**, District One announces a public hearing to which all persons are invited.

DATE AND TIME: Tuesday, April 8, 2003, 6:00 p.m. – Open House; 7:00 p.m. – Formal Presentation

PLACE: Charlotte County Memorial Civic Center, 75 Taylor Street, Punta Gorda, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This hearing is being held to allow interested persons an opportunity to express their views concerning the location, conceptual design; and social, economic, and environmental effects of the proposed improvements to Aqui Esta Drive from Coronado Drive to US 41 in Charlotte County, Florida; Financial Project ID Number: 405114-1-22-01.

Anyone needing project or public hearing information or special accommodations under the Americans With Disabilities Act of 1990 should write to the address given below or call Mr. Charles R. Bleam, III, (863)519-2758. Special accommodation requests under the Americans With Disabilities Act should be made at least seven days prior to the public hearing.

A copy of the agenda may be obtained by writing: Mr. Charles R. Bleam, III, Project Manager, Florida Department of Transportation, District One, Post Office Box 1249, Bartow, Florida 33831.

STATE BOARD OF ADMINISTRATION

The Investment Committee of the Florida **Prepaid College Board** announces a public hearing to which all interested parties are invited to attend.

DATE AND TIME: Wednesday, April 2, 2003, 10:30 a.m. or soon thereafter

PLACE: The Hermitage Centre, First Floor, 1801 Hermitage Boulevard, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Florida Prepaid College Board Investment Committee, to which all persons are invited.

A copy of the agenda may be obtained by writing: Thomas J. Wallace, Executive Director, Florida Prepaid College Program, 1801 Hermitage Blvd, Suite 210, Tallahassee, Florida 32308 or by calling (850)488-8514.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he may need to ensure that a verbatim record of the proceedings is made, which will include the testimony and evidence upon which the appeal is based.

SPECIAL ACCOMMODATION: Any person requiring special accommodations at the meeting because of a disability should fax a written request for same to Thomas J. Wallace, Executive Director, Florida Prepaid College Board, (850)488-3555, no later than five (5) days prior to the meeting.

The Florida **Prepaid College Program Board** announces a public hearing to which all interested parties are invited to attend.

DATE AND TIME: Wednesday, April 2, 2003, 11:30 P.M. or soon thereafter

PLACE: The Hermitage Centre, First Floor, 1801 Hermitage Boulevard, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Florida Prepaid College Program Board to which all persons are invited.

A copy of the agenda may be obtained by writing: Thomas J. Wallace, Executive Director, Florida Prepaid College Program, 1801 Hermitage Blvd, Suite 210, Tallahassee, Florida 32308 or by calling (904)488-8514.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he may need to ensure that a verbatim record of the proceedings is made, which will include the testimony and evidence upon which the appeal is based.

SPECIAL ACCOMMODATION: Any person requiring special accommodations at the meeting because of a disability should fax a written request for same to Thomas J. Wallace, Executive Director, Florida Prepaid College Board, (850)488-3555, no later than five (5) days prior to the meeting.

DEPARTMENT OF CITRUS

The **Department of Citrus** announces a public meeting of the Negotiated Rulemaking Committee to which all persons are invited.

DATE AND TIME: Tuesday, March 25, 2003, 9:00 a.m.

PLACE: Florida Department of Citrus, 1115 East Memorial Blvd., Lakeland, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will address issues pertaining to amending 20-108, F.A.C., modifying provisions to include a deadline of July 1 for filing completed applications of dealers requiring a license by August 1 of each season to insure compliance with statute.

In accordance with the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Department at least 48 hours before the meeting by contacting Mr. Art Johnson at the above address or by telephone at (863)499-2510.

PUBLIC SERVICE COMMISSION

NOTICE OF CANCELLATION – The Florida **Public Service Commission** announces the cancellation of a hearing noticed in:

Docket No. 030005-WS – Annual reestablishment of price increase or decrease index of major categories of operating costs incurred by water and wastewater utilities pursuant to Section 367.081(4)(a), F.S.

DATE AND TIME: March 7, 2003, 9:30 a.m.

PLACE: Commission Hearing Room 148, The Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

The Florida **Public Service Commission** announces its regularly scheduled conference to which all interested persons are invited.

DATE AND TIME: April 1, 2003, 9:30 a.m.

PLACE: Commission Hearing Room 148, The Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider those matters ready for decision.

LEGAL AUTHORITY AND JURISDICTION: Chapters 120, 350, 364, 366, and 367, F.S.

Persons who may be affected by Commission action on certain items on this agenda for which a hearing has not been held will be allowed to address the Commission concerning those items when taken up for discussion at this conference.

A copy of the agenda may be obtained by any person who requests a copy, and pays the reasonable cost of the copy (\$1.00 per copy, Statement of Agency Organization and Operations) by contacting: Division of the Commission Clerk and Administrative Services, (850)413-6770 or writing: Director, Division of the Commission Clerk and Administrative Services, Florida Public Service Commission 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850. The agenda and recommendations are also accessible on the PSC Homepage, at <http://www.floridapsc.com>, at no charge.

If a person decides to appeal any decisions made by the Commission with respect to any matter considered at this conference, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which appeal is based.

Any person requiring some accommodation at this conference because of a physical impairment should call the Division of the Commission Clerk and Administrative Services, (850)413-6770, at least 48 hours prior to the conference. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

The Florida **Public Service Commission** announces its Internal Affairs Meeting for April 1, 2003, to which all interested persons are invited.

DATE AND TIME: April 1, 2002, immediately following the Commission Conference at 9:30 a.m., Commission Hearing Room 148

PLACE: The Betty Easley Conference Center, 4075 Esplanade Way, Conference Room 140, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and make decisions on matters which affect the operation of the Commission.

A copy of the agenda of the Internal Affairs Meeting may be obtained by contacting: Division of the Commission Clerk and Administrative Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

Any person requiring some accommodation at this meeting because of a physical impairment should call the Division of the Commission Clerk and Administrative Services, (850)413-6770, at least 48 hours prior to the meeting. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD) or 1(800)955-8771 (VOICE).

****THIS MEETING IS SUBJECT TO CANCELLATION WITHOUT NOTIFICATION.****

The Florida **Public Service Commission** announces a public meeting to which all interested persons or parties are invited.

DATE AND TIME: Wednesday, April 2, 2003, 10:00 a.m.

PLACE: Jefferson Power, 1453 Old Drifton Highway, Monticello, FL 32344

GENERAL SUBJECT MATTER TO BE CONSIDERED: To allow the Commissioners and staff of the Public Service Commission to tour the biomass generating station at Jefferson Power.

A copy of the agenda for this meeting may be obtained by calling Kathy Lewis, (850)413-6594.

Any person requiring some accommodation at this meeting because of a physical impairment should call the Division of the Commission Clerk and Administrative Services, (850)413-6770, at least 48 hours prior to the meeting.

Any person who is speech impaired, please contact the Florida Public Service Commission using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

One or more of the Commissioners of the Florida Public Service Commission may attend and participate in this meeting.

REGIONAL PLANNING COUNCILS

The District I, **Local Emergency Planning Committee** (LEPC) announces a public meeting to which all persons are invited.

DATE AND TIME: April 23, 2003 – 10:00 a.m. (CDT)

PLACE: Bay Medical Center – Medical Office Building Auditorium, 615 North Bonita Avenue, Panama City, FL 32401-3623

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the District I Local Emergency Planning Committee.

A copy of the agenda may be obtained by contacting: The Executive Director, West Florida Regional Planning Council, P. O. Box 9759, Pensacola, Florida 32513-9759.

The **North Central Florida Regional Planning Council** announces the following meetings to which all persons are invited.

MEETING: Executive Committee

DATE AND TIME: March 27, 2003, 5:30 p.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Executive Committee.

MEETING: Program Committee

DATE AND TIME: March 27, 2003, 6:30 p.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Program Committee.

MEETING: Clearinghouse Committee

DATE AND TIME: March 27, 2003, 6:30 p.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Clearinghouse Committee.

MEETING: North Central Florida Regional Planning Council

DATE AND TIME: March 27, 2003, 8:00 p.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the North Central Florida Regional Planning Council.

PLACE: Holiday Inn Restaurant, I-75 and U.S. 90, Lake City, Florida

Any person deciding to appeal decisions of the Council or its committees with respect to any matter considered at the meetings, may need to make a verbatim record of the proceedings.

A copy of any of these agendas may be obtained by emailing ncfrpc@ncfrpc.org or writing: NCFRPC, 2009 N. W. 67 Place, Suite A, Gainesville, Florida 32653.

Persons with disabilities who need assistance may contact us at (352)955-2200, at least two business days in advance to make appropriate arrangements.

The **Northeast Florida Regional Planning Council**, Ad Hoc Committee on Process, Practices and Priorities announces the following public meeting to which all persons are invited:

DATE AND TIME: Thursday, March 27, 2003, 10:00 a.m.

PLACE: Northeast Florida Regional Planning Council, 6850 Belfort Oaks Place, Jacksonville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee is established to examine how the Council can transform and conduct business to help meet new challenges.

A copy of the Ad Hoc Committee Charge agenda may be obtained by contacting: Northeast Florida Regional Planning Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216.

Notice is also given that two or more members of the Boards of County Commissioners, City/Town Councils/Commissions and other entities covered under Chapter 286, Florida Statutes, may attend and speak at the meeting.

The **East Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 19, 2003, 10:00 a.m.

PLACE: 631 North Wymore Road, Suite 100, Maitland, FL 32751, (Please call (407)623-1075, ext. 327, to confirm date, time and place)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Meeting of the East Central Florida Regional Planning Council.

A copy of the full agenda may be obtained by writing: Ms. Sandra Glenn, Executive Director, East Central Florida Regional Planning Council, 631 North Wymore Road, Suite 100, Maitland, Florida 32751

The **Tampa Bay Regional Planning Council** announces the following meetings to which all persons are invited.

MEETING: Executive/Budget Committee

DATE AND TIME: Monday, March 10, 2003, 9:00 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Executive/Budget Committee.

MEETING: Tampa Bay Regional Planning Council

DATE AND TIME: Monday, March 10, 2003, 10:00 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Tampa Bay Regional Planning Council.

MEETING: TBRPC Legislative Committee

DATE AND TIME: Monday, March 10, 2003, 11:30 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the TBRPC Legislative Committee.

MEETING: Agency On Bay Management

DATE AND TIME: Thursday, March 13, 2003, 9:00 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Agency On Bay Management.

MEETING: Clearinghouse Review Committee

DATE AND TIME: Monday, March 24, 2003, 9:30 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Clearinghouse Review Committee

PLACE: 9455 Koger Blvd., Suite 219, St. Petersburg, FL 33702. (Please call to confirm date, time and location)

Please note that if a person decides to appeal any decision made by Council with respect to any matter considered at the above cited meeting or hearing, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

The **Tampa Bay Local Emergency Planning Committee**, (LEPC) District VIII, announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 26, 2003, 10:30 a.m.

PLACE: Tampa Bay Regional Planning Council, 9455 Koger Blvd., #219, St. Petersburg, FL 33702

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of the Florida District VIII LEPC and discuss and implement provisions of the Emergency Planning and Community Right-to-Know Act (EPCRA).

A copy of the agenda may be obtained by contacting: Bill Lofgren, LEPC Coordinator, Tampa Bay Regional Planning Council, 9455 Koger Blvd, Suite 219, St. Petersburg, FL 33702, (727)570-5151, Ext 248.

Please note that if a person decides to appeal any decision made by the LEPC with respect to any matter considered at the above cited meeting, he/she will need to ensure that verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

Any persons needing special accommodations at this meeting because of a disability or physical impairment should contact the Tampa Bay Regional Planning Council (727)570-5151, Ext 217 within three working days of the meeting.

The **South Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, April 7, 2003, 10:30 a.m.

PLACE: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021

GENERAL SUBJECT MATTER TO BE CONSIDERED: Any Development Order received prior to the meeting; Any proposed Local Government Comprehensive Plan received prior to the meeting; Any adopted Local Government Comprehensive Plan received prior to the meeting; Proposed Local Government Comprehensive Plan Amendment for

Plantation; Any proposed Local Government Comprehensive Plan Amendment received prior to the meeting; Adopted Local Government Comprehensive Plan Amendment for Miami Beach, North Miami and Lauderdale-by-the-Sea; Any adopted Local Government Comprehensive Plan Amendment received prior to the meeting; Meeting on monthly Council business; Executive Committee meeting at 10:00 a.m. at the above location.

A copy of the agenda may be obtained by writing: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite #140, Hollywood, Florida 33021.

Anyone deciding to appeal any decision made by the board with respect to any matter considered at this meeting, will need to ensure that a verbatim record of the proceedings is made, including the testimony and evidence upon which the appeal is to be based.

Council related committees may meet periodically before (9:00 a.m.) and following the regularly scheduled Council meetings. Any party desirous of ascertaining schedules of the sub-committees should call the Council Offices, (954)985-4416 (Broward).

If you are hearing or speech impaired, please contact the South Florida Regional Planning Council, (954)967-4152, Ext. 40 (TDD) if you require additional information regarding the above meeting. If you require special accommodations because of a disability or physical impairment, please contact the Council, (954)985-4416, at least five calendar days prior to the meeting.

The **Apalachee Regional Planning Council** announces a public meeting to which all persons are invited. In addition to its regular business, the agenda will include the review of any Local Government Plan Amendment(s) received in a timely manner.

DATE AND TIME: March 27, 2003, 10:30 a.m. (Eastern Time), 9:30 a.m. (Central Time)

PLACE: Holiday Inn Select, 316 W. Tennessee Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To hold the regular monthly meeting of the Apalachee Regional Planning Council's Board of Directors

An agenda may be obtained by writing the Apalachee Regional Planning Council, 20776 Central Avenue East, Suite 1, Blountstown, FL 32424 or calling (850)674-4571.

If special accommodations at the meeting are required because of a disability or impairment, please contact Council Offices, (850)674-4571, prior to the meeting.

If any person desires to appeal any decision with respect to any matter considered at the above-cited meeting, such person will need a record of the proceedings. For such purpose, he/she will

need to ensure that a verbatim record of the proceeding is made to include the testimony and evidence upon which the appeal is to be based.

REGIONAL TRANSPORTATION AUTHORITIES

The **Hillsborough Area Regional Transit Authority (HART)** announces the following public meetings of the Governing Board of the Authority to which all persons are invited:

DATE AND TIME: March 17, 2003, 8:30 a.m.

PLACE: County Center, 601 E. Kennedy Boulevard, Planning Commission Board Room, 18th Floor, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly Scheduled Board Meeting.

AGENDA/GENERAL SUBJECT MATTER TO BE CONSIDERED: 1. Call to order; 2. Approval of Minutes; 3. Introductions, Recognition and Awards; 4. Consumer Advisory Committee Report; 5. Public Comment on Action Items; 6. Consent Action Items; 7. Other Action Items; 8. Chairman's Report; 9. Reports from HART Representatives; 10. HART Committee Reports; 11. Other Board Member's Report; 12. Executive Director's Report; 13. Employee Comment; 14. General Public Comment; 15. Discussion and Presentations; 16. Monthly Information Reports; 17. Other Information Items; 18. Other Business;

A copy of the detailed agenda may be obtained by contacting: Mary Staples, Administrative Assistant II, Hillsborough Area Regional Transit Authority, 201 E. Kennedy Boulevard, Suite 900, Tampa, FL 33602, (813)223-6831, Ext. 2111.

Section 286.0105, Florida Statutes, states that if a person decided to appeal any decision made by a board, agency, or commission with respect to any matter considered at a meeting or hearing, he will need a record of the proceedings, and that for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

In accordance with the Americans with Disabilities Act of 1990, persons needing a special accommodation at this meeting because of a disability or physical impairment should contact Lauren Skiver, (813)623-5835, at least 48 hours before the meeting. If the caller is hearing impaired, contact the Authority, (813)626-9158 (TTD).

WATER MANAGEMENT DISTRICTS

The **Northwest Florida Water Management District** announces public meetings to which all persons are invited:

DATE AND TIME: March 27, 2003, 10:30 a.m. (EST)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conservation Easement Workshop – to discuss the fundamentals of conservation easements.

DATE AND TIME: March 27, 2003, 11:30 a.m. (EST)

GENERAL SUBJECT MATTER TO BE CONSIDERED:
District Lands Committee meeting – to discuss land management and acquisition matters

DATE AND TIME: March 27, 2003, 1:00 p.m. (EST)

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Regular Monthly Governing Board meeting – to consider District Business

DATE AND TIME: March 27, 2003, 1:15 p.m. (EST)

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Public Hearing for the Consideration of Regulatory Matters.

DATE AND TIME: March 27, 2003, 1:30 p.m. (EST)

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Public Hearing for the Consideration of Land Acquisition Matters.

PLACE: District Headquarters, 10 miles west of Tallahassee on U.S. Highway 90.

A copy of the agendas may be obtained by contacting: Carolyn Wise, NFWFMD, 81 Water Management Drive, Havana, Florida 32333, (850)539-5999 (also available through the Internet at www.state.fl.us/nwfwmd).

If any person decides to appeal any decision with respect to any matter considered at the above-cited meetings, such person may need to ensure that a verbatim record of the proceedings is made to include the testimony and evidence upon which the appeal is to be based.

Persons with disabilities or handicaps who need assistance or reasonable accommodation in order to participate in these meetings should contact Larry Wright at the District at least 72 hours in advance of these meetings to make appropriate arrangements.

The **Southwest Florida Water Management District** (SWFWMD) announces the following public meetings to which all interested persons are invited:

GOVERNING BOARD EXECUTIVE DIRECTOR RECRUITMENT MEETINGS

DATES AND TIME: Tuesday through Thursday, March 18-20, 2003; Monday, March 31, 2003, 9:00 a.m.

PLACE: SWFWMD, Tampa Service Office, 7601 U.S. Highway 301, North, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Continue Executive Director recruitment process, interview applicants and select candidate to fill position.

LAKE PANASOFFKEE RESTORATION COUNCIL MEETING

DATE AND TIME: Monday, March 24, 2003, 3:30 p.m. – 7:00 p.m.

PLACE: Lake Panasoffkee Elementary School, 790 County Road 482 North, Lake Panasoffkee

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Consideration of Council business followed by an Open House

GOVERNING BOARD COMMITTEE MEETINGS, BOARD MEETING AND PUBLIC HEARING

DATE AND TIME: Tuesday, March 25, 2003, 8:30 a.m.

PLACE: SWFWMD, District Headquarters, 2379 Broad Street, Brooksville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Conduct of Committee meetings, Board meeting and public hearing

GOVERNING BOARD MEETING AND PUBLIC HEARING (Items not completed at Tuesday's meeting may be carried over to Wednesday's meeting. If all business is concluded at Tuesday's meeting, there will be no meeting on Wednesday.)

DATE AND TIME: Wednesday, March 26, 2003, 8:30 a.m.

PLACE: SWFWMD, District Headquarters, 2379 Broad Street, Brooksville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Conduct of meeting and public hearing.

WITHLACOCHEE RIVER BASIN BOARD MEETING

DATE AND TIME: Tuesday, April 1, 2003, 8:30 a.m.

PLACE: SWFWMD, District Headquarters, 2379 Broad Street, Brooksville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Consideration of Basin business including Basin Board review of Cooperative Funding proposals and associated budgetary implications.

PINELLAS-ANCLOTE RIVER BASIN BOARD BUDGET WORKSHOP AND MEETING (Note: This is a change of location from the originally published calendar.)

DATE AND TIME: Wednesday, April 2, 2003, 9:00 a.m.

PLACE: Pinellas County Court House, 315 Court Street, Clearwater, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Consideration of Basin business including Basin Board review of Cooperative Funding proposals and associated budgetary implications.

ALAFIA RIVER BASIN BOARD MEETING (Note: Joint meeting cancelled and change of location from published year-long calendar.)

DATE AND TIME: Thursday, April 3, 2003, 9:00 a.m.

PLACE: SWFWMD, Tampa Service Office, 7601 U.S. Highway 301, North, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Consideration of Basin business including Basin Board review of Cooperative Funding proposals and associated budgetary implications.

NORTHWEST HILLSBOROUGH BASIN BOARD MEETING (Note: Joint meeting cancelled and change of time and location from published year-long calendar.)

DATE AND TIME: Thursday, April 3, 2003, 1:30 p.m.

PLACE: SWFWMD, Tampa Service Office, 7601 U.S. Highway 301, North, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Consideration of Basin business including Basin Board review of Cooperative Funding proposals and associated budgetary implications.

These are public meetings and agendas are available by writing: Southwest Florida Water Management District, 2379 Broad Street, Brooksville, FL

The District does not discriminate based on disability. Anyone requiring reasonable accommodation under the ADA should contact 1(800)423-1476 (Florida only), Extension 4604, TDD only 1(800)231-6103 (Florida only), Fax (352)754-6874.

The **Southwest Florida Water Management District** announces a public meeting:

DATE AND TIME: Tuesday, March 25, 2003 beginning at 9:00 a.m.

PLACE: Southwest Florida Water Management District, District Headquarters, Board Room, 2379 Broad Street, Brooksville, Florida 34604

GENERAL SUBJECT MATTER TO BE CONSIDERED: The public hearing on rule amendments to Chapters 40D-2, and 40D-8, F.A.C., for Category 3 lake levels is continued to the Governing Board meeting on March 2003.

A copy of the Governing Board agenda may be obtained by writing: Southwest Florida Water Management District, 2379 Broad Street, Brooksville, Florida 34604-6899 or by calling the Southwest Florida Water Management District, (352)796-7211 or 1(800)231-6103, Suncom 628-4150, TDD ONLY 1(800)231-6103.

The Southwest Florida Water Management District does not discriminate on the basis of any individual's disability status. Pursuant to the provisions of the American with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting: Dianne Lee, (352)796-7211 or 1(800)423-1476, Extension 4658, TDD only number 1(800)231-6103, Fax (352)754-6878, Suncom 663-6878.

The **South Florida Water Management District** announces a public meeting to which all interested parties are invited:

DATE AND TIME: Monday, March 31, 2003, 2:00 p.m.

PLACE: City of Palm Beach Gardens Council Chambers 10500 N. Military Trail, Palm Beach Gardens, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Meeting of the Loxahatchee River Management Coordinating Council.

A copy of the agenda may be obtained by writing: South Florida Water Management District, Mail Stop 4770, 210 Atlanta Avenue, Stuart, Florida 34994.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

Persons with disabilities who need assistance may contact the District Clerk, (561)686-8800, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact: Kathy LaMartina, Martin/St. Lucie Service Center, (772)223-2600, Ext. 3603, 210 Atlanta Avenue, Stuart, FL 34994.

FLORIDA SPACE AUTHORITY

The **Florida Commercial Space Financing Corporation** (FCSFC) announces a Board of Directors meeting and teleconference to which the public is invited.

DATE AND TIME: March 18, 2003, 10:00 a.m. – 12:00 Noon

PLACE: The Executive Conference Room, Department of Transportation, 605 Suwannee Street, Tallahassee, Florida 32399 (The number for dial-in participation is 1(866)249-5325, participant code #393255)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board of Directors will meet to review general board business, ratification of agreements, financings, guarantees, budgets, procedures, and to consider other proposed matters related to the business of the Corporation.

For more information, contact Ms. Judy Blanchard, (321)690-3397.

To obtain a copy of the agenda write: The Florida Commercial Space Financing Corporation, 403 Brevard Avenue, Suite 1, Cocoa, Florida 32922.

Any person requiring special accommodations at this meeting because of disability or physical impairment should contact the Florida Commercial Space Financing Corporation.

Please note that if a person decides to appeal any decision made by the Board with respect to any matter considered at the above cited meeting, they will need a record of the proceedings, and for such purpose, they may need to ensure that a verbatim record of the proceeding, which record includes the testimony and evidence upon which the appeal is to be based.

DEPARTMENT OF ELDER AFFAIRS

The Florida **Department of Elder Affairs** announces a public hearing to which all persons are invited.

DATE AND TIME: March 28, 2003, 9:00 a.m. – 5:00 p.m.

PLACE: Department of Elder Affairs, Room 225F, 4040 Esplanade Way, Tallahassee, FL 32399-7000

GENERAL SUBJECT MATTER TO BE CONSIDERED: A meeting of the Advisory Council for the Office of Long-Term Care Policy to discuss the state of long-term care in Florida and methods for improvement.

To obtain a copy of the agenda, please contact: Jennifer Sindt, (850)414-2091, email: Sindtj@elderaffairs.org, 4040 Esplanade Way, Tallahassee, Florida 32399-7000.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the department at least 48 hours before the meeting by contacting Jennifer Sindt, (850)414-2091. If you are hearing or speech impaired, please contact the department by calling (850)414-2001.

AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency of Health Care Administration**, Medicaid Bureau of Research announces a Health Care Access Steering Committee Meeting to which all interested persons are invited.

DATE AND TIME: March 31, 2003, 10:00 a.m. – 11:00 a.m.

PLACE: Agency for Health Care Administration, Conference Room D, Building 3, 2727 Mahan Drive, Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: Update on project status, including design of pilot project and implementation of evaluation, review memorandum of understanding between operative Agencies, review 2-1-1 Certification Procedures, and general business of the Committee.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Lindsay Ryan, (850)487-3098, at least five calendar days prior to the meeting.

A copy of the agenda may be obtained by writing: Lindsay Ryan, Research Associate, Agency for Health Care Administration, Medicaid Bureau of Research, Bldg.3, Mail Stop # 48, 2727 Mahan Drive, Tallahassee, FL 32308-5403.

DEPARTMENT OF MANAGEMENT SERVICES

The **State Technology Office** (STO) announces a meeting to which all persons are invited.

DATE AND TIME: March 25, 2003, 1:00 p.m.

PLACE: Shared Resource Center, 2585 Shumard Oak Boulevard, Suite 124, Tallahassee, Florida (see below for optional telephone attendance)

GENERAL SUBJECT MATTER TO BE CONSIDERED: STO seeks input on the standard terms and conditions used in STO contracts for telecommunications goods and services. In particular, STO is interested to know whether there are circumstances unique to the telecommunications industry that justify contract terms and conditions different from those used

in STO contracts relating to other technologies. Such circumstances might include regulatory constraints, standard industry practices, technology issues, etc.

Interested persons may obtain a copy of the STO's current standard terms and conditions at the centralized website for electronic posting of matters relating to procurement (currently, the Vendor Bid System), at http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu, by searching advertisements for the notice entitled "STO – Public meeting concerning terms and conditions for telecommunications contracts."

Any written material that an interested person would like STO to consider in connection with this meeting must be submitted to STO at least two business days before the meeting. Such material might include regulations, alternative contract forms, written comments on existing forms or proposed alternatives, etc. If proposing alternative terms, please articulate a justification for your alternative. Such material shall be submitted by e-mail or regular mail to the STO contact identified below. Any submitted material is subject to the Public Records Act, chapter 119.07 of the Florida Statutes. In addition, STO reserves the right to electronically post any submitted material for review by others in advance of the meeting, unless the person submitting it expressly indicates that the material should not be electronically posted for review.

In lieu of personal attendance at the meeting, interested persons may attend telephonically by calling (800)416-4254, a "meet me" number (no code necessary). Those attending telephonically will be required to announce their attendance so an accurate record may be made of attendees. Please phone in 5-10 minutes in advance of the time the meeting is schedule to begin.

For more information about the meeting agenda, for information concerning special accommodations because of a disability or physical impairment, or to submit written material in advance of the meeting, please contact: Ms. Christie Hutchinson, Purchasing Director, State Technology Office, 4030 Esplanade Way, Suite 160G, Tallahassee, Florida 32399, (850)922-2756, (850)413-8623 (facsimile), Christie.Hutchinson@myflorida.com.

The **State of Florida Retirement Commission** announces public hearings to which all persons are invited.

DATE AND TIME: March 31-April 1, 2003, 8:30 a.m.

PLACE: Department of Management Services, 4050 Esplanade Way, Suite 301, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct hearings pursuant to Section 121.23, Florida Statutes, and to consider other matters related to the business of the Commission.

A copy of the Agenda may be obtained by writing: State Retirement Commission, Department of Management Services, 4050 Esplanade Way, Suite 260, Tallahassee, Florida 32399-0950 or by telephoning (850)487-2410.

A party who decides to appeal any decision made at such hearings will need a verbatim record of the hearing and may need to ensure that one is made, including the testimony and evidence, upon which the appeal is to be based.

Persons requiring accommodation because of a physical, visual, auditory, or speech impairment should contact the Commission Clerk at least ten days prior to the hearing. If you are hearing or speech impaired, call by using the Florida Relay Service which can be reached at 1(800)955-8771 (TDD). Hearing rooms and facilities are wheelchair accessible.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Florida **Board of Landscape Architecture** announces the following meeting, to be held by telephone conference call, to which all persons are invited to attend.

DATE AND TIME: March 28, 2003, 9:00 a.m.

PLACE: (850)488-5776 or Suncom 278-5776

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board and Business meeting.

To obtain a copy of the agenda, further information, or submit written or other physical evidence, contact in writing to: Board of Landscape Architecture, 1940 N. Monroe St., Tallahassee, Florida 32399.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need a record of the proceedings, and for such purpose he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board office, (850)487-8304, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Probable Cause Panel of the **Construction Industry Licensing Board** announces a meeting.

DATE AND TIME: March 25, 2003, 9:00 a.m. and 10:00 a.m. or soon thereafter

PLACE: Dept. of Business and Professional Regulation, 725 South Bronough Street, Tallahassee, Florida 32301, (850)488-0062

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review complaints in which a determination of the existence of probable cause has already been made.

A copy of the PUBLIC portion of the agenda may be obtained by writing: Patrick Creehan, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 60, Tallahassee, Florida 32399-2202 or by phone at (850)488-0062.

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Construction Prosecution Section no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required. The Construction Prosecution Section may be contacted at the address and phone number listed above.

The Florida **Board of Professional Engineers** announces a public meeting of the Public Relations Committee to which all persons are invited:

DATE AND TIME: Friday, March 28, 2003, 9:00 a.m.

PLACE: Florida Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion on Public Relations.

A copy of the agenda may be obtained by writing: Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32303.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, they will need a record of the proceedings, and for such purposes they may need to ensure that a verbatim record of the proceedings is made, which record will include the testimony and evidence upon which the appeal is to be made.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Board at least forty-eight (48) hours before the meeting by contacting Natalie Lowe, (850)521-0500.

The Florida **Board of Professional Engineers** announces a public meeting of the Mandatory Continuing Education Committee to which all persons are invited:

DATE AND TIME: Friday, March 28, 2003, 9:00 a.m.

PLACE: Florida Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion on Continuing Education requirements.

A copy of the agenda may be obtained by writing: Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32303.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, they will need a record of the proceedings, and for such

purposes they may need to ensure that a verbatim record of the proceedings is made, which record will include the testimony and evidence upon which the appeal is to be made.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Board at least forty-eight (48) hours before the meeting by contacting: Natalie Lowe, (850)521-0500.

The Florida **Board of Professional Engineers** announces a public telephone conference call to which all persons are invited:

DATE AND TIME: Friday, March 28, 2003, 2:00 p.m.

PLACE: Florida Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32303 (Conference Call Number – 1(800)298-9646)

GENERAL SUBJECT MATTER TO BE CONSIDERED: To act on recommendations from the Educational Advisory and Application Review Committees to approve or deny applications for licensure and any old or new business of the Florida Board of Professional Engineers.

A copy of the agenda may be obtained by writing: Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32303.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, they will need a record of the proceedings, and for such purposes they may need to ensure that a verbatim record of the proceedings is made, which record will include the testimony and evidence upon which the appeal is to be made.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Board at least forty-eight (48) hours before the meeting by contacting: Natalie Lowe, (850)521-0500.

The Probable Cause Panel of the **Building Code Administrators and Inspectors Board** announces a meeting.

DATE AND TIME: March 25, 2003, 11:00 am or soon thereafter

PLACE: Dept. of Business and Professional Regulation, 725 South Bronough Street, Tallahassee, Florida 32301, (850)488-0062

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review complaints in which a determination of the existence of probable cause has already been made.

A copy of the PUBLIC portion of the agenda may be obtained by writing to Brian Higgins, Building Code Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 60, Tallahassee, Florida 32399-2202, or by phone at (850)488-0062.

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Building Code Prosecution Section no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required. The Building Code Prosecution Section may be contacted at the address and phone number listed above.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Florida **Department of Environmental Protection** announces a public hearing to which all interested persons are invited.

DATE AND TIME: April 17, 2003, 10:00 a.m.

PLACE: Room 611, Twin Towers Office Building, 2600 Blair Stone Road, Tallahassee

GENERAL SUBJECT MATTER TO BE CONSIDERED: For list management of the FY 2003 Drinking Water State Revolving Fund Priority List.

The full text of this notice is published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

For more information, call: Al Bishop, (850)245-8393.

The **Department of Environmental Protection**, Clean Boating Partnership announces that the second quarterly meeting for 2003 is scheduled as follows:

DATE AND TIME: Thursday, March 20, 2003, 1:00 p.m. – 5:00 p.m.; Friday, March 21, 2003, 8:00 a.m. – 12:00 Noon

PLACE: Radisson Tallahassee Hotel, 415 N. Monroe Street, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is to review, discuss and recommend to the Florida Department of Environmental Protection policy and implementation strategies for the Clean Marina Program.

A copy of the agenda may be obtained by contacting: Jan R. De Laney, (850)245-2847, Florida Department of Environmental Protection, 3900 Commonwealth Boulevard, M.S. 665, Tallahassee, Florida 32399-3000.

The full text of this notice is published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the Division of Law Enforcement within the link or button titled "Official Notices".

The **Department of Environmental Protection** announces a public hearing of the Governor and Cabinet, sitting as the Power Plant Siting Board, to consider the Administrative Law Judge's Recommended Order in the case of Florida Power & Light Company's Manatee Unit 3 natural gas-fired combined cycle project, Power Plant Siting Application PA02-44, DOAH Case No. 02-0937EPP, OGC Case No. 02-0317.

The full text of this notice is published on the Internet at the Department's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

The **Department of Environmental Protection** announces a public meeting to which all interested parties are invited.

DATE AND TIME: April 3, 2003, 7:00 p.m.

PLACE: City Commission Chambers, Belle Glade City Hall, 110 S. W. Dr. Martin Luther King Boulevard, Belle Glade, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: For the purpose of informing the public on the status and upcoming activities addressing the hazardous waste contamination at the Belle Glade Airport.

For the full text of this notice, see the Department's website at www.dep.state.fl.us under the button "Official Notices."

The **Department of Environmental Protection (DEP)** announces a public meeting of the Environmental Regulation Commission on March 27-28, 2003, which will continue the rule adoption proceeding on Section 62-302.540, F.A.C., proposed phosphorus criterion for the Everglades Protection Area.

For more information contact Jacqueline McGorty, email: jackie.mcgorty@dep.state.fl.us or (850)245-2231.

The full text of this notice, which includes specific information about meeting time, location and anticipated subject matter to be covered, is published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF HEALTH

The **Department of Health**, Bureau of Emergency Medical Services, announces a public meeting to which all persons are invited.

DATE AND TIME: March 19, 2003 from 9:30 a.m. to 10:30 a.m.

PLACE: Conference Call – Toll Free Number: 1(800)416-4132

GENERAL SUBJECT MATTER TO BE CONSIDERED: A committee appointed by the Bureau of Emergency Medical Services is holding a meeting to assist the Department of Health in the implementation of the 1999 trauma legislation which requires the development of criteria for the consultation and transfer of trauma victims between trauma centers and acute care hospitals.

A copy of the agenda may be obtained by writing to Department of Health, Bureau of Emergency Medical Services, at 4052 Bald Cypress Way, Bin C-18, Tallahassee, FL 32399-1738 or by calling George Schaffer, (850) 245-4440.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency before March 17, 2003, by contacting George Schaffer, (850)245-4440.

If you are hearing or speech impaired, please contact the agency using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD). Purchase Order Number B00829.

The **Board of Acupuncture** announces a meeting to which all interested persons are invited to attend.

DATE AND TIME: Friday, March 21, 2003 commencing at 9:00 a.m. or soon thereafter.

PLACE: Contact: Board of Acupuncture, (850)245-4161, for the meet me number

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Board.

Any person requiring special accommodations at this meeting due to disability or physical impairment should contact the Board of Acupuncture, (850)245-4161, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD). A copy of the agenda may be obtained by writing to the Board of Acupuncture, 4052 Bald Cypress Way, Bin C-06, Tallahassee, Florida 32399-3256. Please note, that if a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he will need a record of the proceedings, and for such purpose he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

The Florida **Board of Medicine**, Expert Witness Credentials Committee announces a meeting to which all persons are invited.

DATE AND TIME: April 4, 2003, commencing at the conclusion of the Full Board meeting or soon there after

PLACE: Sheraton West Palm Beach at CityPlace, 630 Clearwater Park Rd., West Palm Beach, Florida 33401, (561)833-1234

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Committee.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Florida Board of Medicine, (850)245-4131, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Florida Board of Medicine using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Larry McPherson, Board Director, Medical Quality Assurance, 4052 Bald Cypress Way, Bin #C03 Tallahassee, Florida 32399-3253.

Please note that if a person decides to appeal any decision made by the committee with respect to any matter considered at the above cited meeting or hearing, he will need a record of the proceedings, and for such purpose, he may need to insure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based.

The Florida **Board of Medicine**, Dietetics-Nutrition/Electrolysis Committee announces a meeting to which all persons are invited.

DATE AND TIME: April 4, 2003, commencing at conclusion of the Full Board meeting or soon thereafter

PLACE: Sheraton West Palm Beach at CityPlace, 630 Clearwater Park Rd., West Palm Beach, Florida 33401, (561)833-1234

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Committee.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Florida Board of Medicine, (850)245-4131, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Florida Board of Medicine using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Larry McPherson, Board Director, Medical Quality Assurance, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

Please note that if a person decides to appeal any decision made by the Board with respect to any matter considered at the above cited meeting or hearing, he will need a record of the proceedings, and for such purpose, may need to insure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which is to be based.

The Florida **Board of Medicine**, announces a meeting to which all persons are invited.

DATE AND TIME: April 4-5, 2003, 8:00 a.m.

PLACE: Sheraton West Palm Beach at CityPlace, 630 Clearwater Park Rd., West Palm Beach, Florida 33401, (561)833-1234

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Board.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Florida Board of Medicine, (850)245-4131, at least five (5) calendar days prior to the meeting. If you are hearing or speech

impaired, please call the Florida Board of Medicine using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Larry McPherson, Board Director, Medical Quality Assurance, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

Please note that if a person decides to appeal any decision made by the Board with respect to any matter considered at the above cited meeting or hearing, he will need a record of the proceedings, and for such purpose, may need to insure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based. A verbatim tape record of the proceeding may be obtained from a court reporter, if present, or an audio record from the Board Director.

The **Florida Center for Nursing** will conduct a Board of Directors meeting to which all interested parties are invited.

DATE AND TIME: Friday, March 14, 2003, 10:00 a.m. – 3:00 p.m.

PLACE: Partnership Building, 12354 Research Parkway, Room 125, Orlando, FL 32816-3224

For information call (407)823-0981

The Florida **Emergency Medical Services Advisory Council** will hold their quarterly meeting.

DATE AND TIME: April 11, 2003, 8:00 a.m. (EST)

PLACE: Division of Emergency Management, Emergency Operations Center, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399, (850)245-4055

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the council.

An agenda may be obtained by contacting: Desi Lassiter, Bureau of Emergency Medical Services, (850)245-4055.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment, should contact the Bureau of Emergency Medical Services, (850)245-4055, at least 48 hours prior to the meeting. If you are hearing or speech impaired, please call the Bureau of Emergency Medical Services using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

For further information, write to Desi Lassiter at 4052 Bald Cypress Way, Bin C18 (HEMS), Tallahassee, Florida 32399-1738, (850)245-4055.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The Family Preservation and Support Coalition Prevent Child Abuse Committee, sponsored by the District 12, **Department of Children and Families**, announces a public meeting to which all persons are invited.

DATE AND TIME: March 17, 2003, 3:30 p.m.

PLACE: United Way of Volusia-Flagler Counties, Inc., 3747 W. International Speedway Blvd., Daytona Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Business Meeting.

A copy of the agenda may be obtained by writing to Family Preservation and Support, Department of Children and Families at 210 North Palmetto Avenue, Daytona Beach, FL 32114-3284, Attn: Lynn Kennedy. If you need special accommodations (i.e. assistive listening devices, sign language interpreter, etc.) please notify Lynn Kennedy, (386)226-7826, at least 48 hours in advance of the meeting. (Hearing impaired please use Florida Relay 1(800)955-8771.)

The Family Preservation and Support Coalition Executive Committee, sponsored by the District 12, **Department of Children and Families**, announces a public meeting to which all persons are invited.

DATE AND TIME: March 13, 2003, 1:00 p.m.

PLACE: First Floor Conference Room, 211 North Ridgewood Avenue, Daytona Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Business Meeting.

A copy of the agenda may be obtained by writing to Family Preservation and Support, Department of Children and Families at 210 North Palmetto Avenue, Daytona Beach, FL 32114-3284, Attn: Lynn Kennedy. If you need special accommodations (i.e. assistive listening devices, sign language interpreter, etc.) please notify Lynn Kennedy, (386)226-7826, at least 48 hours in advance of the meeting. (Hearing impaired please use Florida Relay 1(800)955-8771.)

The Family Preservation and Support Coalition Family Support Committee, sponsored by the District 12 **Department of Children and Families**, announces a public meeting to which all persons are invited.

DATE AND TIME: March 11, 2003, 1:00 p.m.

PLACE: 41 Rosa Parks Circle, Daytona Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Business Meeting.

A copy of the agenda may be obtained by writing to Family Preservation and Support, Department of Children and Families at 210 North Palmetto Avenue, Daytona Beach, FL 32114-3284, Attn: Lynn Kennedy. If you need special accommodations (i.e. assistive listening devices, sign language

interpreter, etc.) please notify Lynn Kennedy, (386)226-7826, at least 48 hours in advance of the meeting. (Hearing impaired please use Florida Relay 1(800)955-8771.)

The Florida **Department of Children and Family Services** announces that District Eight will have a meeting to discuss Community-Based Care/TANF Funding Eligibility. All persons are invited.

DATE AND TIME: March 27, 2003, 10:00 a.m.

PLACE: Regional Service Center, Room 110, 2295 Victoria Avenue, Fort Myers, FL

For further information, contact: Nadereh Salim, (239)338-1343.

The **Department of Children and Family Services**, District 14 Health and Human Services Board announces the following meetings to which all persons are invited.

CEO Roundtable of Central Florida

DATES AND TIME: Wednesday, March 19, 2003, 3:00 p.m.; Wednesday, April 16, 2003, 3:00 p.m.; Wednesday, May 21, 2003, 3:00 p.m.; Wednesday, June 18, 2003, 3:00 p.m.

PLACE: Polk County, Board of County Commissioners, 4th Floor, Board Members Conference Room 413, 330 West Church Street, Bartow, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the CEO Roundtable of Central Florida

For copies of the agenda, further information, or persons needing accommodation to participate in this meeting please contact: Patty Harrison, (863)619-4157, 1(800)342-0825 or TDD (863)648-3337.

The **Department of Children and Family Services**, Mental Health Program Office, announces a public meeting to which all persons are invited:

DATE AND TIME: March 26, 2003, 3:00 p.m.

PLACE: Department of Children and Families, Conference Room A, 4720 Old Highway 17 South, Bartow, Florida 33830, (863)619-4171

GENERAL SUBJECT MATTER TO BE CONSIDERED: The department is seeking public input and information regarding the re-designation of the Baker Act Receiving Facilities in Polk and Highlands Counties. The Facilities include Winter Haven Hospital, Center for Psychiatry, in Winter Haven and the Florida Hospital, Heartland Division, in Lake Placid.

Persons with disabilities requiring accommodations in order to participate in this event should contact Royanne McMillan, Alcohol, Drug Abuse and Mental Health Program Office, 4720 Old State Road 37, Lakeland, Florida 33813, (863)619-4171 by close of business (5:00 p.m.) no later than five working days prior to the meeting.

FOR FURTHER INFORMATION CONTACT: Royanne McMillan, (863)619-4171

NAVIGATION DISTRICTS

The Board of Commissioners of the Florida **Inland Navigation District** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 21, 2003, 9:00 a.m.

PLACE: Pirates Cove Resort and Marina, 4307 S. E. Bayview Street, Port Salerno, Martin County, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: A meeting of the Board of Commissioners to conduct the regular business of the District. Additionally, the District's Land Acquisition and Management Committee will meet.

Please contact the District office, 1314 Marcinski Road, Jupiter, FL 33477, (561)627-3386, for more information.

If a person decides to appeal any decision made by the Commission with respect to any matter considered at this meeting, they will need a record of the proceeding, and for such purposes, they may need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is based.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the District prior to the meeting.

FLORIDA HOUSING FINANCE CORPORATION

The **Florida Housing Finance Corporation** announces the following Review Committee meeting to which all persons are invited to attend:

DATE AND TIME: Thursday, March 20, 2003, 2:00 p.m.

PLACE: Formal Conference Room, Suite 5000, Florida Housing Finance Corporation, 227 North Bronough Street, Tallahassee, FL 32301-1329

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the evaluation of responses submitted for Florida Housing Finance Corporation's Request for Qualifications #2003/01 for Environmental Engineering/Consulting Services.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Robin Grantham, at Florida Housing Finance Corporation, (850)488-4197, at least five (5) calendar days prior to the meeting. If you are hearing impaired, please contact Florida Housing Finance Corporation using the Florida Dual Party Relay System, which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

If any person decides to appeal any decision made by Florida Housing Finance Corporation with respect to any matter considered at this meeting, he or she will need a record of the proceedings, and for such purpose, may need to ensure that a verbatim record of the proceedings be made, which record shall include the testimony and evidence upon which the appeal is to be based.

The **Florida Housing Finance Corporation** is sponsoring workshops for all parties interested in the Homeownership Loan Program:

DATE AND TIME: April 3, 2003, 9:30 a.m. – 12:00 Noon – Affordable Single Family Development Overview; 1:30 p.m. – 4:00 p.m. – 2003 Application Workshop

PLACE: Palm River Weed & Seed Safe Haven, 7444 Palm River Road, Tampa, Florida 33619

DATE AND TIME: April 10, 2003, 9:30 a.m. – 12:00 Noon – Affordable Single Family Development Overview; 1:30 p.m. – 4:00 p.m. – 2003 Application Workshop

PLACE: Miami Riverside Center, 444 S. W. Second Avenue, 2nd Floor, Miami, Florida 33130

DATE AND TIME: April 24, 2003, 9:30 a.m. – 12:00 Noon – Affordable Single Family Development Overview; 1:30 p.m. – 4:00 p.m. – 2003 Application Workshop

PLACE: Florida Housing Finance Corporation, Sixth Floor Conference Room, 227 North Bronough Street, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To provide an overview of affordable single family development and to inform potential participants of the application requirements for applying for HAP Construction, HAP Permanent, and HOME Homeownership Loan Program funds, pursuant to the Homeownership Loan Program, Rule Chapter 67-50, F.A.C., Sections 420.5088 and 420.5089, F.S., and HUD regulations, 24 CFR Part 92.

COST: There is no charge for the workshop.

For further information regarding the Program, visit our website at www.floridahousing.org or contact George Mensah or Bridget Warring, Florida Housing Finance Corporation, 227 North Bronough Street, Tallahassee, Florida 32301, (850)488-4197, facsimile (850)922-7253.

If you are hearing or speech impaired, please use the Florida Dual Party Relay system, that can be reached at 1(800)955-8770 (Voice) or 1(800)955-9771 (TDD).

FLORIDA SELF-INSURERS GUARANTY ASSOCIATION

The **Florida Self-Insurers Guaranty Association, Inc.** announces a telephone conference meeting of the Claims Committee of its Board of Directors in which all interested persons are invited to attend.

DATE AND TIME: Wednesday, March 19, 2003, 2:00 p.m.

PLACE: Florida Hotel and Motel Association Building, 200 W. College Avenue, Suite 115, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

Information on the meeting may be obtained by contacting: Brian Gee, Florida Self-Insurers Guaranty Association, 200 W. College Avenue, Suite 115, Tallahassee, Florida 32301, (850)222-1882.

FLORIDA TELECOMMUNICATION RELAY

The **Florida Telecommunications Relay**, Inc. announces a regular meeting of the Board of Directors to which all interested person are invited.

DATE AND TIME: Monday, March 24, 2003, 10:00 a.m.

PLACE: 1820 E. Park Avenue, Suite 101, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the Board of Directors.

A copy of the agenda may be obtained by writing: Mr. James Forstall, Executive Director, 1820 E. Park Avenue, Suite 101, Tallahassee, Florida, 32301.

The meeting is subject to cancellation for lack of a quorum or unavailability of an interpreter.

FLORIDA AUTOMOBILE JOINT UNDERWRITING ASSOCIATION

The **Florida Automobile Joint Underwriting Association** announces two FAJUA public meetings to which all persons are invited:

FAJUA Operating Committee Meeting

DATE AND TIME: Tuesday, April 1, 2003, 9:00 a.m.

PLACE: Marriott – Orlando Airport, 7499 Augusta National Drive, Orlando, Florida 32822

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discuss proposed amendments to the FAJUA Underwriting Rules and Rates Manual, Plan of Operation, and the Accounting and Statistical Manual if warranted.

FAJUA Servicing Carrier Review Committee Meeting

DATE AND TIME: Tuesday, April 1, 2003, immediately following the FAJUA Operating Committee Meeting

PLACE: Marriott – Orlando Airport, 7499 Augusta National Drive, Orlando, Florida 32822

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review the FAJUA's current servicing carrier agreement, and develop recommendation(s) for the FAJUA Board of Governors concerning its servicing carrier needs.

Additional information may be obtained from: Lisa B. Stoutamire, FAJUA, 1113 East Tennessee Street, Suite 401, Tallahassee, FL 32308, (850)681-2003, LStoutamire@fajua.org

Section VII
Notices of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN that the Florida Building Commission received a request for Declaratory Statement on February 24, 2003, from Commonwealth Engineering Corp., with regards to calculation of design pressure for windows and doors pursuant to the Florida Building Code, Building Volume. It has been assigned the number DCA03-DEC-063.

A copy of the request may be obtained by writing: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that the Division of Florida Land Sales, Condominiums and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has issued a declaratory statement in In Re: Petition for Declaratory Statement, Le Chateau Association, Inc., Petitioner; Docket Number CD2002-058.

The declaratory statement provided, in summary, that Le Chateau Association, Inc., may adopt an amendment to its declaration, which provides a procedure to allow for material alterations to the common elements with a 75% unit owner vote except for those material alterations authorized by the declaration, instances of maintenance, repair, and replacement or protection and alterations to the condominium lobby during 2002 and 2003 approved by two-thirds of the unit owners pursuant to Section 718.113(2), Florida Statutes (2002).

A copy of the declaratory statement may be obtained by writing: Agency Clerk, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN that the Board of Nursing has received a Petition for Declaratory Statement with regard to Chapter 464.003, Part I, Nurse Practice Act, Florida Statutes, which was filed February 27, 2003, by Linda C. Noelke, RN. Petitioner requests a declaratory statement from the Board in regard to whether the administration of Ketamine (Ketalar) in certain surgical settings pursuant to a written or verbal order by a physician is within the scope of practice of a Registered Nurse. This matter will be addressed at the Practice Committee meeting during the regularly scheduled board meeting on April

9, 2003 at 6:00 p.m., or shortly thereafter, at the Hilton Tampa Airport Westshore, 2225 Lois Avenue, Tampa, FL 33607, (813)877-6688.

A copy of the Petition for Declaratory Statement may be obtained by writing: Dan Coble, Executive Director, Board of Nursing/MQA, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399-3252.

**Section VIII
Notices of Petitions and Dispositions
Regarding the Validity of Rules**

Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:

NONE

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

NONE

**Section IX
Notices of Petitions and Dispositions
Regarding Non-rule Policy Challenges**

NONE

**Section X
Announcements and Objection Reports of
the Joint Administrative Procedures
Committee**

NONE

**Section XI
Notices Regarding Bids, Proposals and
Purchasing**

DEPARTMENT OF EDUCATION

CALL FOR BIDS

made by Florida A & M University (FAMU), a unit of the Florida Board of Education (Division of Colleges & Universities).

PROJECT NAME: Carnegie Library Remodeling/Expansion (Restoration of Building).

PROJECT NUMBER: BR-304

LOCATION: Florida A&M University, Tallahassee, FL 32307

PROJECT DESCRIPTION: The selective Renovation and Restoration of the existing 5,000 SF Carnegie Library is to accommodate and integrate with the New Addition of a Black History Archive and Museum Facility. The New Addition is a four-level, approximately 30,000 SF building including research, storage, exhibit and administrative spaces. Owner occupation of premises - the contractor will provide a construction schedule that allows the Owner maximum use of existing building during construction. The estimated construction budget is \$5,023,236.

QUALIFICATION: All Bidders must be qualified at the time of bid opening in accordance with the Instructions to Bidders, Article B-2. Sealed bids will be received on:

DATE AND TIME: April 15, 2003, until 2:00 p.m., local time

PLACE: Plant Operations Facilities, Building A, Room 100, 2400 Wahnish Way, Florida A & M University, Tallahassee, FL, immediately after which time and place they will be publicly opened and read aloud down the hall in Conference Room 124 (Bid Tabulation will be posted back in Suite 100).

PROPOSAL: Bids must be submitted in full and in accordance with the requirements of the drawings and Project Manual, which may be obtained or examined at: Modern Digital Imaging, 519 North Monroe St., Tallahassee, FL, or the office of the Architect/Engineer: Karl Thorne Associates, Inc., 1216 N. W. 9th Avenue, Gainesville, FL 32601, (352)377-8343, Fax (352)377-2872.

MINORITY PROGRAM: Bidders are encouraged to utilize Minority Business Enterprises certified by the Office of Supplier Diversity, Department of Management Services.

PRE-SOLICITATION/PRE-BID MEETING: The Bidder is required to attend the pre-solicitation/pre-bid meeting. Minority Business Enterprise firms are invited to attend to become familiar with the project specifications and to become acquainted with contractors interested in bidding the project. This mandatory meeting has been scheduled for:

DATE AND TIME: April 1, 2003, 11:00 a.m., local time

PLACE: Florida A & M University, Plant Operations Building, Room 124, 2400 Wahnish Way, Tallahassee, FL

DEPOSIT: \$200.00 per set of drawings and Project Manual is required with a limit of three (3) sets per general contractor or prime bidder; and two (2) sets of drawings and Project Manuals for plumbing, heating/ventilating/air conditioning and electrical contractors acting as subcontractors.

REFUND: The deposit shall only be refunded to those general contractors, prime bidders, or plumbing, heating/ventilating/air conditioning and electrical contractors acting as either prime or subcontractors, who after having examined the drawings and specifications:

- a. submit a bona fide bid, or
- b. provide written evidence that they have submitted bids as subcontractors for plumbing, heating/ventilating/air conditioning, or electrical work, and who return the drawings and Project Manual in good condition within fifteen (15) days after receipt of bids.

PURCHASE: Full sets of bidding documents may be examined at the Architect/Engineer's office and local plan rooms. Full sets may be purchased through the Architect/Engineer for \$175.00 per set for the printing and handling cost. Partial sets may be purchased at \$2.00 per sheet of the drawings and \$.10 per copy per page of the Project Manual, and are sold subject to the provisions of Article B-27 of the Instructions to Bidders.

PUBLIC ENTITY CRIMES: As required by Section 287.133, Florida Statutes, a contractor may not submit a bid for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The successful contractor must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$25,000 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

NOTICE TO GENERAL CONTRACTORS

The Florida International University Board of Trustees announces that a CONTRACTOR'S QUALIFICATION STATEMENT will be required for the project listed below:

Project Name and Number: Recreation Center, BR-873

Project Location: This facility will be located at Florida International University, University Park.

Any contractor wishing to submit a bid for the project under a single-prime construction contract must (1) furnish a Contractor's Qualification Statement and (2) be approved by Florida International University prior to bidding. Florida International University will evaluate each Contractor's Qualification Statement and determine whether the applicant is qualified to bid on the project. Contractors who submit Contractor's Qualification Statement will be notified of their eligibility prior to the project being released for bid.

The project description, pre qualification procedures, evaluation criteria, and application, excluding AIA Document A305, may be obtained (1) by mail addressed to Mr. Roger Blair, Sr. Project Manager, Facilities Planning and Construction, Campus Support Complex Room 236, University Park, Miami, Florida 33199 or (2) by FAXING a request to (305)348-4010 or (3) logon to <http://facilities.fiu.edu/fpc.htm> (find project under Facilities Construction Project Information) and download document in electronic format. Telephone or e-mail requests will not be accepted.

Firms desiring to be pre qualified for bidding on this project shall submit the required documentation. Submittals, which do not comply with the requirements or do not include the requested data, will not be considered. No submittal material will be returned.

All applicants must be licensed to practice as general contractors in the State of Florida at the time of application. Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations, at the time of application. As required by Section 287.133, Florida Statutes, a general contractor may not submit a Contractor's Qualification Statement for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected general contractors must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Florida International University reserves the right to reject any or all Contractor's Qualification Statements and/or to waive informalities and minor irregularities.

Contractor's Qualification Statement shall be submitted to: Mr. Roger Blair, Sr. Project Manager, Facilities Planning & Construction, Florida International University, University Park, CSC 236, Miami, Florida 33199.

Submittals must be received no later than 2:00 p.m. local time, Friday, April 4, 2003. Facsimile (FAX) or electronic document submittals are not acceptable and will not be considered.

INVITATION TO BID

The Florida School for the Deaf and the Blind (FSDB), 207 N. San Marco Avenue, St. Augustine, FL 32084-2799 is requesting bids for the complete mechanical retrofit of Walker Hall Annex (Building #7).

PROJECT NUMBER: FSDB-20030006

PROJECT NAME: Walker Hall Annex HVAC Replacement

QUALIFICATIONS: All Bidders must be qualified at the time of the bid opening in accordance with the Instructions to Bidders, Article 2 included in the Bid Package.

BID PACKAGES: Bid Packages, Specifications and Plans may be picked up at the FSDB Facilities Office in the Hogel Maintenance Building (#27), 207 N. San Marco Avenue, St. Augustine, FL 32084-2799 between the hours of 7:00 a.m. and 4:00 p.m., Monday through Friday. Bids must be submitted in accordance with the requirements of the Project Bid Documents, Specifications and Plans.

MANDATORY PRE-BID CONFERENCE: A mandatory pre-bid conference will be held for all interested bidders on Thursday, March 20, 2003 at 9:00 a.m. in Room 100B, FSDB

Facilities Conference Room, Hogel Maintenance Building (#27), 207 N. San Marco Avenue, St. Augustine, FL 32084-2799.

BID OPENING: Sealed bids will be received until Friday, April 4, 2003 at 2:00 p.m. in Room 100B, FSDB Facilities Conference Room, Hogel Maintenance Building (#27), 207 N. San Marco Avenue, St. Augustine, FL 32084-2799 at which time and place bids will be opened publicly and read aloud.

Bid Tabulation and Notice of Award Recommendation will be posted in Room 100, Hogel Maintenance Building (#27).

CONTACT PERSON: Mr. Wally Dennis, Project Manager, (904)827-2363.

Certified Minority Business Enterprises are encouraged to participate in the bidding process.

Any person with a qualified disability requiring special accommodations at the pre-bid meeting and bid opening shall contact the Facilities Office, (904)827-2360, at least five (5) working days prior to the event. If you are hearing or speech impaired, please contact this office using the Florida Relay Services, 1(800)955-8771 (TDD).

REQUEST FOR PROPOSALS

The School Board of Putnam County is requesting proposals for providing architectural and engineering services for the following project located at Melrose Elementary School, 401 State Road 26, Melrose, FL 32666:

Remodeling of administration offices (2,453 SF) remodeling of existing media building (1,190 SF), new construction of new media center (4,000 NSF), and new covered play area (2,100 SF).

The scope of work includes, but is not limited to the complete design of the project, assisting in the selection of a construction manager-at-risk, and review and approval of the construction manager's guaranteed maximum price for construction.

Architectural firms interested in providing architectural and engineering services to the School Board are hereby notified that five (5) sealed proposals with the following required information will be received no later than 3:30 p.m. local time, March 27, 2003 at the District School Board Maintenance office, 124 West Louis Broer Road, East Palatka, FL 32131, (386)329-0550:

- A. Letter of Interest.
- B. Federal Government Standard Forms 254 and 255 for architect-engineers.
- C. Certificates evidencing that insurance coverage for professional liability in limits not less than one million dollars (\$ 1,000,000).
- D. Copies of State of Florida Licensing Board Certificates for the firm.

- E. A sworn statement on public entity crime, as required by F.S. 287.133(3)(a).

- F. An organizational chart listing personnel and consultants proposed for this project.

The School Board may reject all applicants, may stop the selection process at any time, may reject any and all statement of qualifications, and reserves the right to waive any informalities in the selection process.

REQUEST FOR PROPOSALS

THE SCHOOL BOARD OF PUTNAM COUNTY IS REQUESTING PROPOSALS FOR PROVIDING CONSTRUCTION MANAGEMENT-AT-RISK SERVICES FOR THE FOLLOWING PROJECT LOCATED AT MELROSE ELEMENTARY SCHOOL, 401 STATE ROAD 26, MELROSE, FLORIDA 32666:

- REMODELING OF ADMINISTRATION OFFICES (2,453 SF)
- REMODELING OF EXISTING MEDIA BUILDING (1,190 SF)
- NEW CONSTRUCTION OF A NEW MEDIA CENTER (4,000 NSF)
- NEW COVERED PLAY AREA (2,100 SF)

THE SCOPE OF WORK INCLUDES PRE-CONSTRUCTION SERVICES INCLUDING DESIGN REVIEW, VALUE ENGINEERING AND COST CONTROL, AND THE DEVELOPMENT OF A GUARANTEED MAXIMUM PRICE FOR COMPLETE CONSTRUCTION.

CONSTRUCTION MANAGEMENT FIRMS INTERESTED IN PROVIDING CONSTRUCTION MANAGEMENT AT RISK SERVICES TO THE SCHOOL BOARD ARE HEREBY NOTIFIED THAT FIVE (5) SEALED PROPOSALS WITH THE FOLLOWING REQUIRED INFORMATION WILL BE RECEIVED NO LATER THAN 3:30 P.M. LOCAL TIME, APRIL 4, 2003 AT THE DISTRICT SCHOOL BOARD MAINTENANCE OFFICE, 124 WEST LOUIS BROER ROAD, EAST PALATKA, FLORIDA 32131 (386)329-0550:

- 1. A LETTER OF INTEREST.
- 2. CERTIFICATES EVIDENCING THAT INSURANCE COVERAGES ARE IN FORCE:

“All professional firms selected by the Board pursuant to the Consultants’ Competitive Negotiations Act F.S. 287.055, for a construction project with an estimated construction cost exceeding Two Hundred Thousand Dollars (\$200,000) or a planning activity exceeding a Twenty-five Thousand Dollar (\$25,000) fee, will carry and maintain during the period they are performing such services, and thereafter as referenced below, as a minimum, the following insurance coverages and limits:

1. Commercial Comprehensive Liability Insurance (including blanket contractual liability and completed operation, explosion, collapse, and underground hazards) in limits of not less than Five Million Dollars (\$5,000,000), with no deductibles, covering personal injury, death, sickness or disease, bodily injury, and property damage, including loss of use. The coverage may be provided in a primary policy or umbrella policy. The umbrella, however, will stipulate that the excess coverage is no less broad than the primary coverage. The Owner will be added as an additional insured.
 2. Comprehensive Automobile Liability Insurance (including hired and non-owned vehicles, if any) in limits of One Million Dollars (\$1,000,000) per occurrence, covering personal injury, death, bodily injury, and property damage.
 3. Workers' Compensation Insurance in compliance with F.S. 440, with unlimited employer's liability coverage.
 4. Builder's Risk Insurance with a deductible not to exceed One Thousand Dollars (\$1,000) per incident, for the total amount of the contract as established by the Insurance Services Office (ISO).
 5. Owner's and Contractor's Protective Liability Insurance in an amount not less than Five Million Dollars (\$5,000,000), with no deductible, covering personal injury, death, sickness or disease, bodily injury and property damage, including loss of use. The Owner will be named insured under this policy.
 6. Public Construction Bond in compliance with F.S. 255.05 (or a performance bond and a labor and material payment bond in compliance with F.S. 255.05) guaranteeing that the construction management firm will perform its obligations under the contract and will pay for all labor and materials furnished for he work. Such bond will be:
 - A. Issued in a form and by a surety reasonably acceptable to Owner with a minimum rating by the most recent Best's Rating Classification of Class IV for contract sums less than \$1,000,000; Class VI for contract sums more than \$1,000,000 and less than 2,000,000; and, Class VII for contract sums in excess of \$2,000,000.
 - B. Submitted to Owner for approval as to form.
 - C. Name the Owner as obligee.
 - D. Will be in an amount equal to at least 100% of the contract sum (as the sum may be adjusted from time to time pursuant to the contract).
 - E. Contain a specific provision holding the surety liable for any consequential delay damages, liquidated or unliquidated, caused by the construction management firm's breach under the contract. The construction management firm will deliver the executed, approved bonds to the Owner contemporaneous with the execution of the Agreement. Notwithstanding any provision of Florida Statutes or language of the bond, the Statute of Limitations for actions against the surety due to the alleged nonperformance (other than the delivery of labor or materials) of the construction management firm will be the same length of period as the Statute of Limitations for actions against the construction management firm.
 7. Certification evidencing that all of the above insurance coverages and limits are in force will be furnished to the Board before any services are performed, and will require written notification to the Board at least thirty (30) days prior to any cancellation, termination, non-renewal, or modification.
 8. All insurance will be with insurers authorized to do business in Florida and all non-self insurance companies will be rated at least a VI by Best's Key Rating Guide.
 9. If the construction manager should fail to provide or otherwise maintain the required insurance coverages and limits, the Board may purchase the insurance and hold the construction manager responsible for the cost thereof."
 3. A NOTARIZED STATEMENT OF FINANCIAL STATUS.
 4. A SWORN STATEMENT ON PUBLIC ENTITY CRIME, AS REQUIRED BY F.S. 287.133(3)(a).
 5. A LIST OF DESIGN-BUILD, CONSTRUCTION MANAGEMENT, OR PROGRAM MANAGEMENT PROJECTS OF SIMILAR SIZE AND COMPLEXITY, INCLUDING THE NAME, ADDRESS, PHONE AND CONTACT PERSON OF THE ARCHITECTS AND OWNERS.
 6. BONDING CAPACITY OF FIRM APPLYING.
 7. DESCRIPTION OF THE PROGRAM MANAGEMENT TECHNIQUES, AND COST CONTROL TECHNIQUES USED ON SIMILAR PROJECTS.
 8. IDENTIFICATION OF LITIGATION, MAJOR DISPUTES, CONTRACT DEFAULTS, AND LIENS OVER THE PAST FIVE (5) YEARS IN WHICH THE FIRM HAS BEEN INVOLVED.
 9. A HISTORY OF PROJECT COMPLETION DATES FOR SIMILARLY SIZED PROJECTS, IN RELATION TO THE CONTRACT AWARD SCHEDULE OVER THE PAST THREE (3) YEARS. SUBMIT NO MORE THAN FIFTEEN (15) PROJECTS.
- THE SCHOOL BOARD MAY REJECT ALL APPLICANTS, MAY STOP THE SELECTION PROCESS AT ANY TIME, AND RESERVES THE RIGHT TO WAIVE ANY INFORMALITIES IN THE SELECTION PROCESS AND TO REJECT ANY AND ALL STATEMENTS OF QUALIFICATIONS.

NOTICE REGARDING ELECTRONIC POSTING

Pursuant to Section 287.042(3)(b)2. of the Florida Statutes, the DeSoto County School District hereby provides notice of the following URL for the centralized website that will be used for electronically posting solicitations, decisions or intended decisions, and other matters relating to procurement:
<http://desotoschools.com/purchasing.htm>

ADVERTISEMENT FOR BIDS

The School Board of Pinellas County, Florida will receive sealed bids in the Purchasing Department of the Walter Pownall Service Center, 11111 South Belcher Road, Largo, Florida until 2:30 p.m. local time, on April 08, 2003 for the purpose of selecting one (1) Main-Line Food Distributor, to provide and deliver all types of Food and Paper Products per Invitation to Bid entitled:

Main-Line Food Contract
 Bid #03-393-623

Scope of Project: The purpose and intent of this Invitation to Bid is to select one (1) Main-Line Food Distributor to provide and deliver all types of Food Products, including, but not limited to: Meat (fresh & frozen), Various beverages, Grocery/Staple items AND Cafeteria Paper Products for delivery to approximately 132 District facilities, and to secure firm fixed fees for the specified contract period.

There will be a Pre-Bid Conference be held at the Walter Pownall Service Center in the Royal Palm Room on March 13, 2003 at 1:00 p.m. Attendance to this pre-bid conference is Mandatory. Please note that if you are late to the pre-bid conference and unable to sign the attendance roster, you will lose your eligibility to submit a bid.

Public opening of the Bids will occur in the Purchasing Conference Room at the above address and all interested parties are invited to be present.

Bid documents and specifications are available at the office of:

Purchasing Department
 Walter Pownall Service Center
 11111 So. Belcher Road
 Largo, FL 33773

BY ORDER OF THE SCHOOL BOARD OF PINELLAS COUNTY, FLORIDA

J. HOWARD HINESLEY – SUPERINTENDENT OF SCHOOLS AND EX-OFFICIO SECRETARY TO THE SCHOOL BOARD; LINDA S. LERNER – CHAIRMAN; MARK C. LINDEMANN – DIRECTOR, PURCHASING

The School Readiness Coalition of Martin County, Inc. announces the following Invitation to Negotiation [ITN] to which all persons are invited to bid.

TIME: ITN available after February 24, 2003

PLACE: Martin County

PURPOSE: The School Readiness Coalition of Martin County, Inc. is soliciting proposals for Management Information Systems/Information Technology Services for the fiscal year beginning July 1, 2003 and culminating June 30, 2004. Services will be funded through federal, state, and local allocations. School readiness legislation requires specific services including: utilization of the current Child Care Management System-Enhanced Field System or a comparable program able to produce the required data information.

Scope of service for this contract will be for the collection of data on a minimum of 900 children. Letters of intent are due in the Coalition office by noon, March 17, 2003. A pre-submission meeting will be held on March 24, 2003 at 10:00 a.m. in the Coalition office at 2030 S. E. Ocean Blvd., Stuart, FL.

For more information, please contact: School Readiness Coalition of Martin County, Inc., 2030 S. E. Ocean Blvd., Stuart, FL 34996 or by phone (772)288-5758.

Deadline date for submission of final proposals will be April 9, 2003, by 3:00 pm. Qualified bidders will be acknowledged at the April 11, 2003 meeting of the School Readiness Coalition of Martin County, Inc. and negotiations for services will begin on, or about, April 14, 2003. Negotiations and contract execution will be completed by June 1, 2003 and certain start-up functions, if needed, could occur during the month of June, 2003.

This ITN may be viewed electronically at: www.martin.fl.us/GOVT/srcmc

DEPARTMENT OF ELDER AFFAIRS

INVITATION TO NEGOTIATE

Applications for the delivery of services under the Community Care for the Elderly Program (CCE) and the Alzheimer’s Disease Initiative Program (ADI) will be received by the Mid-Florida Area Agency on Aging, Inc., until 4:00 p.m. on April 7, 2003, to provide home and community based services to frail older persons residing in the counties of Alachua, Bradford, Citrus, Columbia, Dixie, Gilchrist, Hamilton, Hernando, Lafayette, Lake, Levy, Marion, Putnam, Sumter, Suwannee, and Union. The Community Care for the Elderly and Alzheimer’s Disease Initiative programs are administered pursuant to provisions of Chapter 430, F.S. Service Provider Application packet and instructions may be obtained from the office of the Mid-Florida Area Agency on Aging, Inc., on March 14, 2003 or thereafter. An information session for potential service providers will be conducted concerning this

Invitation to Negotiate at 2:00 p.m. on March 21, 2003. Interested parties are encouraged to attend the information session at the following location:

Florida Farm Bureau Building, Room 239-A
 5700 S. W. 34th Street
 Gainesville, Florida

The Mid-Florida Area Agency on Aging, Inc. reserves the right to reject any and all proposals.

Correspondence concerning this Invitation to Negotiate should be addressed to:

Ms. Vidya R. Hogan, Division of Planning and Programs
 Mid-Florida Area Agency on Aging, Inc.
 5700 S. W. 34th Street, Suite 222
 Gainesville, Florida 32608
 (352)378-6649

REQUEST FOR PROPOSALS

Competitive sealed proposals will be received by the Mid-Florida Area Agency on Aging, Inc., until 4:00 p.m. on April 21, 2003 for the designation of Community Care for the Elderly Lead Agencies, including the provision of certain home and community based services to frail older persons residing in the counties of Alachua, Bradford, Citrus, Columbia, Dixie, Gilchrist, Hamilton, Hernando, Lafayette, Lake, Levy, Marion, Putnam, Sumter, Suwannee, and Union. The Community Care for the Elderly program is administered pursuant to provisions of Chapter 430, F.S. The proposal package and application instructions may be obtained from the office of the Mid-Florida Area Agency on Aging, Inc. on March 14, 2003 or thereafter. A bidders conference will be conducted concerning this Request for Proposals at 10:00 a.m. on March 21, 2003. Interested parties are encouraged to attend the bidders conference at the following location:

Florida Farm Bureau Building, Room 239-A
 5700 S. W. 34th Street
 Gainesville, Florida

The Mid-Florida Area Agency on Aging, Inc. reserves the right to reject any and all proposals.

Correspondence concerning this Request for Proposals should be addressed to:

Ms. Vidya R. Hogan, Division of Planning and Programs
 Mid-Florida Area Agency on Aging, Inc.
 5700 S. W. 34th Street, Suite 222
 Gainesville, Florida 32608
 (352)378-6649

The Council on Aging of Martin County, Inc. is accepting proposals for investment advisors to handle, both, restricted and non-restricted investments for the Council. Proposal formats and instructions will be available on February 28,

2003, at the Council office, 1071 East 10th Street, Stuart, FL 34996. The Bidder's Conference will be held at the Council, on March 11, 2003, at 10:00 a.m.

Notice of Intent to Submit a Proposal must be submitted to the contact person, in writing, by 4:00 p.m., on March 14, 2003. Deadline for submission of proposal is 2:00 p.m., on April 1, 2003. Public opening of proposals will be held at the Council office at 4:01 p.m., April 1, 2003.

Certified Minority Business Enterprises are encouraged to participate. The Council reserves the right to reject any and all bids or accept minor irregularities in the best interest of the Council.

Contact person: Robert Truckenmiller (772)223-7800.
 EOE/AA

DEPARTMENT OF MANAGEMENT SERVICES

NOTICE REGARDING ELECTRONIC POSTING

Pursuant to Section 287.042(3)(b)2., Florida Statutes, the Department of Management Services hereby provides notice of the following URL for the centralized website that will be used for electronically posting solicitations, decisions or intended decisions, and other matters relating to procurement:

http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu

BROWARD COUNTY PROPERTY APPRAISER

NOTICE TO PROFESSIONAL CONSULTANTS

The Broward County Property Appraiser's Office anticipates seeking professional consultant services on the projects listed in this advertisement. Consideration will be given to only those firms that are qualified pursuant to law and that have been pre-qualified by the Broward County Property Appraiser's Office to perform the indicated MAJOR Type(s) of Work. This project will be developed in conjunction with the Geographic Information System (GIS) for the Property Appraiser's Office. Letters of Interest from qualified firms are to be sent to the Broward County Property Appraiser's Office, Broward County Governmental Center, Room 111, Fort Lauderdale, Florida 33301, Attn.: Keith Gay.

PROJECT NUMBER: 02-25-2003-BCPA
 PROJECT NAME: 2003 Digital Aerial Orthophotography
 PROJECT LOCATION: Broward County, Florida
 SERVICES TO BE PROVIDED: Digital Aerial Ortho rectification and digital production from existing 1"=1667' or 1:20,000 color negatives
 CLIENT AGENCY: BROWARD COUNTY PROPERTY APPRAISER'S OFFICE
 CLIENT CONTACT: Keith Gay, (954)357-6909

RESPONSE DUE DATE: March 21, 2003, at 4:00 p.m. (EST)
 The results of this selection will be posted at the Broward County Property Appraiser's Office, Broward County Governmental Center, Room 111, Fort Lauderdale, Florida during regular business hours.

INSTRUCTIONS

Interested firms shall submit 3 copies of the following:

1. Letter of interest which indicates the firm's qualifications, related experience, ability and availability of personnel and equipment to perform the work and other information relevant to this project as deemed necessary.
2. Current signed and dated SF forms 254 and 255.
3. Copy of the firm's current Florida Professional Registration license.
4. For Corporations only. If the firm offering services is a corporation, it must be properly chartered with the Florida Department of State and provide a copy of the current Florida Corporate Charter.

Please include one stamped, self-addressed envelope for notice of selection results. Firms submitting must be properly registered at the time of application to practice their profession in the State of Florida. Firms may submit representative samples of similar or related work efforts, with reference information. Responses which do not contain the required information identified herein, or non-relevant work experience may not be considered. All submitted materials will not be returned and will become part of the project file for this project. The selection of a consultant for this project will be made in accordance with Chapter 60D-2, Florida Administrative Code.

**Section XII
 Miscellaneous**

DEPARTMENT OF BANKING AND FINANCE

SECURITIES GUARANTY FUND

NOTICE IS HEREBY GIVEN that the Department of Financial Services, Office of Financial Institutions and Securities Regulation, on January 30, 2003, issued a Notice of Intent to Enter a Final Order Approving or Denying Recovery from the Securities Guaranty Fund and Notice of Rights in Administrative Proceeding No. 3552-S-12/02 to Preferred Securities Group, Inc., Individually, CRD #35704. Those persons whose substantial interests may be determined by this proceeding are advised that they may request a hearing concerning the Notice of Intent, to be conducted in accordance with the provisions of Section 120.57, Florida Statutes. The petition for hearing must comply with Rules 28-106.201, 28-106.301, or 28-107.004, Florida Administrative Code, and must be received within twenty-one (21) days of the date of publication of this notice. Petitions shall be filed with:

Agency Clerk
 Department of Financial Services
 Office of Financial Institutions and Securities Regulation
 Suite 526, Fletcher Building
 200 East Gaines Street
 Tallahassee, Florida 32399-0379

FAILURE OF A RESPONDENT TO TIMELY FILE A REQUEST FOR HEARING WITHIN THE 21 DAY TIME PERIOD, SHALL CONSTITUTE A WAIVER OF THAT RESPONDENT'S RIGHT TO REQUEST A HEARING ON ANY MATTER SET FORTH IN THE NOTICE OF INTENT, AND THE OFFICE WILL ISSUE ITS FINAL ORDER TAKING THE ACTIONS SET FORTH IN THE NOTICE OF INTENT.

SECURITIES GUARANTY FUND

NOTICE IS HEREBY GIVEN that the Department of Financial Services, Office of Financial Institutions and Securities Regulation, on January 30, 2003, issued a Notice of Intent to Enter a Final Order Approving or Denying Recovery from the Securities Guaranty Fund and Notice of Rights in Administrative Proceeding No. 3551-S-12/02 to Protective Group Securities Corp., Individually, CRD #6757. Those persons whose substantial interests may be determined by this proceeding are advised that they may request a hearing concerning the Notice of Intent, to be conducted in accordance with the provisions of Section 120.57, Florida Statutes. The petition for hearing must comply with Rules 28-106.201, 28-106.301, or 28-107.004, Florida Administrative Code, and must be received within twenty-one (21) days of the date of publication of this notice. Petitions shall be filed with:

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 Office of Financial Institutions and Securities Regulation
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NOTICE OF FILINGS

Notice is hereby given that the Office of Financial Institutions and Securities Regulation has received the following application. Comments may be submitted to the Deputy Director, Financial Institutions, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official

record without requesting a hearing; however, any person may request a public hearing by filing a petition with the Clerk, Legal Services Office, Office of Financial Institutions and Securities Regulation, 200 East Gaines Street, Tallahassee, Florida, 32399-0379, pursuant to provisions specified in Chapter 3C-105.100, Florida Administrative Code. Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 p.m., April 4, 2003):

APPLICATION FOR A NEW FINANCIAL INSTITUTION
 Applicant and Proposed Location: Mainstreet Community Bank of Florida, 204 South Woodland Boulevard, DeLand, Florida 32720
 Correspondent: John P. Greeley, Esquire, 255 South Orange Avenue, Suite 800, Orlando, Florida 32801

DEPARTMENT OF INSURANCE

**LIST OF APPROVED SPARKLERS ADDED TO
 FEBRUARY 1, 2003 TO JANUARY 31, 2004**

The Department of Financial Services, Division of State Fire Marshal, pursuant to Section 791.013(1), Florida Statutes, hereby approves the following sparklers for sale from February 1, 2003 to January 31, 2004. The products are listed by ITEM (the name of the product, and any major words or numbers on the product); BRAND (means the name or logo of the manufacturer); DESCRIPTION (a specific physical description of the product, size should be accurate to within one (1) inch). ALL ASSORTMENT PACKAGES OR CONTAINERS MUST CONTAIN APPROVED SPARKLERS.

PLEASE NOTE: This list contains only the sparklers which were provided to the Department on or after January 31, 2002 through September 1, 2002 and approved for use from February 1, 2003 through January 31, 2004.

A complete list of is approved sparklers which are approved for use from February 1, 2003 through January 31, 2004 are available at www.fldfs.com or to obtain a printed copy, please write or fax your request to the Bureau of Fire Prevention, Regulatory Licensing Section, 200 East Gaines Street, Tallahassee, Florida 32399-0342, (850)410-2467.

NAME: AIR RAID APE093
 BRAND: TNT
 DESCRIPTION: 6" X 4" MULTITUBE HEXAGON
 NAME APUMA
 BRAND: PITBULL
 DESCRIPTION: 7 1/4" X 2 3/4" CONE
 NAME BANDIDO
 BRAND: TNT
 DESCRIPTION: 3 1/4" X 1/2" CYLINDER WITH BASE
 NAME BLACK-EYED SUSAN FN13
 BRAND: NITRO
 DESCRIPTION: 3 1/2" X 3 1/2" MULTITUBE BOX

NAME BLAST OFF SS27
 BRAND: TNT
 DESCRIPTION: 6 1/2" X 4" MULTITUBE BOX
 NAME BLAZE OF GLORY APE104
 BRAND: TNT
 DESCRIPTION: 4" X 3 1/2" MULTITUBE BOX
 NAME BLITZKRIEG APE090B
 BRAND: TNT
 DESCRIPTION: 6" X 4 1/2" MULTITUBE HEXAGON
 NAME BLUE PALM FOUNTAIN
 BRAND: PITBULL
 DESCRIPTION: 6" X 2 1/2" MULTITUBE CYLINDER
 NAME BLUE STAR 9" ASSORTED FOUNTAIN
 BRAND: SHOGUN
 DESCRIPTION: 9" X 1 1/2" CYLINDER WITH BASE
 NAME BLUE WAVE FN74A
 BRAND: NITRO
 DESCRIPTION: 8" X 3" MULTITUBE CYLINDER
 NAME BRILLIANT SHOWER P3042
 BRAND: WINDA FIREWORKS
 DESCRIPTION: 6" X 3" MULTITUBE CYLINDER
 NAME BUSTIN BAZOOKA
 BRAND: PITBULL
 DESCRIPTION: 11 1/2" X 2 1/2" CONE
 NAME BUSY BEE SS43
 BRAND: TNT
 DESCRIPTION: 6" X 4 1/2" MULTITUBE HEXAGON
 NAME BUTTERFLIES & SILVER FLOWER SF 0833
 BRAND: SHOGUN
 DESCRIPTION: 1" X 4 1/2" CYLINDER
 NAME BUTTERFLIES & SILVER FLOWER SF 0883A
 BRAND: SHOGUN
 DESCRIPTION: 2" X 5 1/2" MULTITUBE CYLINDER WITH BASE
 NAME BUTTERFLY FOUNTAIN
 BRAND: WINDA FIREWORKS
 DESCRIPTION: 6 1/2" X 2" MULTITUBE CYLINDER WITH BASE
 NAME COLOR CRACKLING BALL
 BRAND: PITBULL
 DESCRIPTION: 3/4" BALL
 NAME COMET CRUSHER APE091
 BRAND: TNT
 DESCRIPTION: 4" X 3 1/2" MULTITUBE HEXAGON
 NAME CONE FOUNTAIN
 BRAND: PITBULL
 DESCRIPTION: 2 1/2" X 5 3/4" CONE

NAME	CONIC FOUNTAIN NO. 3	NAME	CUCKOO CUCKOO
BRAND:	SHOGUN	BRAND:	SHOGUN
DESCRIPTION:	1 1/4" X 3" CONE	DESCRIPTION:	6 1/2" X 2" MULTITUBE CYLINDER
NAME	CRACKLING SFC 04B	NAME	DIAMOND HEAD
BRAND:	SHOGUN	BRAND:	PITBULL
DESCRIPTION:	8 1/2" X 3" CONE	DESCRIPTION:	7" X 2 3/4" CONE
NAME	CRACKLING BALL	NAME	DRAGON SLAYER APE092
BRAND:	PITBULL	BRAND:	TNT
DESCRIPTION:	3/4" BALL	DESCRIPTION:	7 1/2" X 3 1/2" MULTITUBE HEXAGON
NAME	CRACKLING CRACKLE	NAME	ELECTRIC VOLCANO
BRAND:	PITBULL	BRAND:	PITBULL
DESCRIPTION:	2 1/2" X 1/2" CYLINDER	DESCRIPTION:	7" X 2 1/2" CONE
NAME	CRACKLING FLARE FOUNTAIN	NAME	EVIL'S TOWER
BRAND:	CANNON BRAND	BRAND:	PITBULL
DESCRIPTION:	2 1/2" X 1/2" CYLINDER	DESCRIPTION:	2 3/4" X 7" CONE
NAME	CRACKLING PYRO JADE	NAME	FANTASTIC FOUNTAIN SS35
BRAND:	PITBULL	BRAND:	TNT
DESCRIPTION:	8 1/2" X 1 1/4" CYLINDER WITH BASE	DESCRIPTION:	5" X 3" MULTITUBE RECTANGLE
NAME	CRACKLING PYRO RED	NAME	FANTASY PARADE
BRAND:	PITBULL	BRAND:	PITBULL
DESCRIPTION:	8 1/2" X 1 1/4" CYLINDER WITH BASE	DESCRIPTION:	5" X 5 1/2" MULTITUBE HEXAGON
NAME	CRACKLING PYRO VIOLET	NAME	FAT CAT CP999
BRAND:	PITBULL	BRAND:	TNT
DESCRIPTION:	8 1/2" X 1 1/4" CYLINDER WITH BASE	DESCRIPTION:	8 3/4" X 3" MULTITUBE CYLINDER
NAME	CRACKLING SILVERY CRIMSON	NAME	FIRE FIGHT SS44
BRAND:	PITBULL	BRAND:	TNT
DESCRIPTION:	2" X 2 3/4" TRIANGLE	DESCRIPTION:	4" X 3 1/2" MULTITUBE HEXAGON
NAME	CRACKLING SILVERY JADE	NAME	FLASHTRON
BRAND:	PITBULL	BRAND:	PHANTOM
DESCRIPTION:	2" X 2 3/4" TRIANGLE	DESCRIPTION:	7" CYLINDER WITH BASE
NAME	CRACKLING SILVERY VIOLET	NAME	FLOWER POT USA 3# CONIC CONE D
BRAND:	PITBULL	BRAND:	
DESCRIPTION:	2" X 2 3/4" TRIANGLE	DESCRIPTION:	6" X 2 1/2" CONE
NAME	CRACKLING WHIP 5 PIECES	NAME	FREEDOM RING FN64
BRAND:	PITBULL	BRAND:	NITRO
DESCRIPTION:	12" X 2" PACKAGE CONTAINING 12" WHIPS	DESCRIPTION:	4 3/4" X 2" TRIANGLE
NAME	CRATER OF THE MOON	NAME	FRIENDSHIP FOUNTAIN
BRAND:	PITBULL	BRAND:	
DESCRIPTION:	12 1/2" X 4" CONE	DESCRIPTION:	4" X 2" BOX CONTAINING 3/4" CYLINDER
NAME	CRAZY EYEBALLS CP993	NAME	FRIENDSHIP FOUNTAIN
BRAND:	TNT	BRAND:	SHOGUN
DESCRIPTION:	1 1/2" X 1" EYEBALLS	DESCRIPTION:	1" X 2" BOX
NAME	CREEPER CP1006	NAME	FRINGED IRIS BP4009
BRAND:	TNT	BRAND:	BROTHERS
DESCRIPTION:	5 1/2" X 3" MULTITUBE CYLINDER	DESCRIPTION:	8" X 3" MULTITUBE CYLINDER
NAME	CRIMSON PYRAMID CRACKLE		
BRAND:	PITBULL		
DESCRIPTION:	4" X 3 1/2" TRIANGLE		

NAME FUNCY TOWN P3601
 BRAND: WINDA FIREWORKS
 DESCRIPTION: 6 1/2" X 2 1/2" CONE
 NAME GEORGIA PEACH CRACKLING
 FOUNTAIN
 BRAND: PITBULL
 DESCRIPTION: 4" X 2" MULTITUBE BOX
 NAME GOLD RUSH SS45
 BRAND: TNT
 DESCRIPTION: 7 1/2" X 3 1/2" MULTITUBE
 HEXAGON
 NAME GOLDEN FLOWER FOUNTAIN
 BRAND: SHOGUN
 DESCRIPTION: 3" X 1 1/2" BOX CONTAINING 1/2"
 CYLINDER
 NAME GOLDEN FLOWER FOUNTAIN
 SF831A
 BRAND: SHOGUN
 DESCRIPTION: 5 1/4" X 2 1/2" BOX
 NAME GOLDEN FLOWERS FOUNTAIN
 BRAND:
 DESCRIPTION: 5" X 2 1/2" BOX CONTAINING 3/4"
 CYLINDER
 NAME GOLDEN SILVER FLOWER 9"
 ASSORTED FOUNTAIN
 BRAND: SHOGUN
 DESCRIPTION: 9" X 1 1/2" CYLINDER WITH BASE
 NAME GREAT WHISTLING FOUNTAIN
 BP4079
 BRAND: BROTHERS
 DESCRIPTION: 7" X 1" CYLINDER
 NAME GREEN BAMBOO FN74B
 BRAND: NITRO
 DESCRIPTION: 3" X 8" MULTITUBE CYLINDER
 NAME GREEN WILLOW 9" ASSORTED
 FOUNTAIN
 BRAND: SHOGUN
 DESCRIPTION: 9 1/2" X 7 1/2" CYLINDER WITH BASE
 NAME HAWAIIAN RAINBOW BP4196
 BRAND: BROTHERS
 DESCRIPTION: 6 1/2" X 1 1/2" X 3 1/2" BOX WITH
 MULTITUBE FOUNTAIN
 NAME HYPER 8 INDY CAR CHAMPION
 BRAND: PITBULL
 DESCRIPTION: 5" X 3" RACING CAR WITH WHEELS
 NAME JADE FLOWER SF0837
 BRAND: SHOGUN
 DESCRIPTION: 4 3/4" X 1 1/4" CYLINDER WITH BASE

NAME JADE FLOWER SF0837A
 BRAND: SHOGUN
 DESCRIPTION: 6" X 2" MULTITUBE CYLINDER WITH
 BASE
 NAME JADE PYRAMID CRACKLE
 BRAND: PITBULL
 DESCRIPTION: 4" X 3 1/2" TRIANGLE
 NAME JUMBO CALIFORNIA CANDLE FN
 17
 BRAND: EASY LITE
 DESCRIPTION: 20" X 1 1/4" CYLINDER
 NAME JUMBO CALIFORNIA CANDLE
 SHOOTS RED, GREEN, & SILVER
 FLAMING
 BRAND: PITBULL
 DESCRIPTION: 19 1/2" X 1 1/4" CYLINDER
 NAME KILLER BEE SF499A
 BRAND: SHOGUN
 DESCRIPTION: 6" X 1" CYLINDER WITH BEES
 NAME LARGE CALIFORNIA CANDLE
 SHOOTS RED, GREEN & SILVER
 FLAMING
 BRAND: PITBULL
 DESCRIPTION: 15" X 1" CYLINDER
 NAME LION WARRIOR APE095
 BRAND: TNT
 DESCRIPTION: 6" X 3 1/2" MULTITUBE RECTANGLE
 NAME LOTUS
 BRAND: PITBULL
 DESCRIPTION: 1 1/2" X 1 1/2" X 1/2" RECTANGLE
 NAME M-45 TANK BP7072
 BRAND: BROTHERS
 DESCRIPTION: 2 3/4" X 5" TANK WITH WHEELS &
 ROCK
 NAME MACH II SS48
 BRAND: TNT
 DESCRIPTION: 6" X 3 1/2" MULTITUBE RECTANGLE
 NAME MAJESTIC CANDLE JUMBO SIZE
 EMITS BRILLIANT COLORED
 SPARKS
 BRAND: EASY LITE
 DESCRIPTION: 14 1/2" X 1" CYLINDER
 NAME MAY POLE CP974
 BRAND:
 DESCRIPTION: 8" X 1/2" CYLINDER WITH BASE &
 1 1/2" X 4" CYLINDER ATTACHED
 NAME MINI FOUNTAIN MULTICOLOR
 BRAND: EASY-LITE
 DESCRIPTION: 3" X 1" BOX CONTAINING FIVE 1" X
 1/2" CYLINDERS W/BASE

NAME	MINUTEMAN SS49	NAME	OPENING FLOWERS FOUNTAIN E053
BRAND:	TNT	BRAND:	PITBULL
DESCRIPTION:	8" X 3" X 5" MULTITUBE RECTANGLE	DESCRIPTION:	5" X 5 1/2" MULTITUBE HEXAGON
NAME	MOBILE MISSION BASE BP7070	NAME	PEACH FLOWER SF 90C
BRAND:	BROTHERS	BRAND:	SHOGUN
DESCRIPTION:	5" X 2" TANK WITH WHEELS	DESCRIPTION:	9" X 1 1/2" CYLINDER WITH BASE
NAME	MOON SHAKER APE097	NAME	PEARL HARBOR SS50
BRAND:	TNT	BRAND:	TNT
DESCRIPTION:	5" X 3" MULTITUBE RECTANGLE	DESCRIPTION:	5" X 3 1/4" MULTITUBE RECTANGLE
NAME	MOON SHOT CP1005	NAME	PHOENIX TAIL WHISTLE FOUNTAIN F1016A
BRAND:	TNT	BRAND:	SHOGUN
DESCRIPTION:	7 3/4" X 3 1/2" MULTITUBE CYLINDER	DESCRIPTION:	4 1/2" X 1" CYLINDER WITH BASE
NAME	MORNING GLORIES	NAME	PLATINUM SS56
BRAND:	PITBULL	BRAND:	TNT
DESCRIPTION:	16" X 1 1/2" X 4 1/2" BOX CONTAINING 24 BUNDLES OF FIVE 16" SPARKLERS	DESCRIPTION:	4 1/2" X 4" MULTITUBE CYLINDER
NAME	MORNING GLORY NO. SSP0981L	NAME	POINT OF IMPACT
BRAND:	SHOGUN	BRAND:	PITBULL
DESCRIPTION:	14 1/2" X 1 1/2" BOX CONTAINING SIX 14" SPARKLERS	DESCRIPTION:	6" X 6" MULTITUBE TRIANGLE
NAME	MORNING GLORY SPARKLERS	NAME	PROUD TO BE AN AMERICAN SS46A
BRAND:	NV34C	BRAND:	TNT
DESCRIPTION:	17" X 2" PACKAGE WITH FOUR 13" SPARKLERS	DESCRIPTION:	6" X 4" MULTITUBE HEXAGON
NAME	MULTI-COLOUR F1016C	NAME	PURPLE PEARLS
BRAND:	SHOGUN	BRAND:	PITBULL
DESCRIPTION:	4 3/4" X 3/4" CYLINDER WITH BASE	DESCRIPTION:	6" X 2" MULTITUBE CYLINDER
NAME	MX APE098	NAME	PYRO OBSESSION SS51
BRAND:	TNT	BRAND:	TNT
DESCRIPTION:	4" X 3" MULTITUBE RECTANGLE	DESCRIPTION:	4" X 3" MULTITUBE BOX
NAME	NEMO'S PEAK	NAME	RAGING RAINBOW
BRAND:	PITBULL	BRAND:	NITRO
DESCRIPTION:	7 1/4 X 2 3/4" CONE	DESCRIPTION:	11 3/4" X 4" MULTITUBE HEXAGON
NAME	NEVER FORGET	NAME	RAGING THUNDER ROCKET FOUNTAIN
BRAND:	BLACK CAT	BRAND:	PITBULL
DESCRIPTION:	2 1/4" X 2 1/4" X 4" MULTITUBE BOX	DESCRIPTION:	8" X 1 1/4" CYLINDER ON 25 1/2" STICK
NAME	NITRO FLASH NV 38	NAME	RAINBOW'S END CP991
BRAND:	EASY-LITE	BRAND:	TNT
DESCRIPTION:	3 1/4" X 1" BOX CONTAINING BAG WITH SIX 3/4" PIECES	DESCRIPTION:	4 1/4" X 3" MULTITUBE TRIANGLE
NAME	NO 3 GIANT CRACKLE FOUNTAIN	NAME	RED GROUND D0141
BRAND:	CANNON BRAND	BRAND:	PITBULL
DESCRIPTION:	9" X 3" CONE	DESCRIPTION:	2 1/2" X 1/2" CYLINDER
NAME	NO. 4 CONIC FOUNTAIN	NAME	RELOADABLE FOUNTAIN FN37
BRAND:	CANNON BRAND	BRAND:	EASY-LITE
DESCRIPTION:	2 1/2" X 7" CONE	DESCRIPTION:	3 1/4" X 1 1/2" CYLINDER
		NAME	REMEMBER
		BRAND:	BLACK CAT
		DESCRIPTION:	4 1/2" X 2" BOX WITH TWO TUBES

NAME SCREAMING DEMON APE099
 BRAND: TNT
 DESCRIPTION: 3 1/4" X 4" MULTITUBE RECTANGLE
 NAME SCREAMING MEEMIE SS52
 BRAND: TNT
 DESCRIPTION: 3 1/4" X 4" MULTITUBE BOX
 NAME SCUD BUSTER SS55
 BRAND: TNT
 DESCRIPTION: 9" X 4" MULTITUBE CYLINDER
 NAME SHINY GADGET, M BP3007
 BRAND: BROTHERS
 DESCRIPTION: 15 3/4" X 3/4" CYLINDER
 NAME SHINY GADGET, S BP3013
 BRAND: BROTHERS
 DESCRIPTION: 12" X 1/2" CYLINDER
 NAME SHOGUN CONE FOUNTAIN
 CRACKLIING
 BRAND: SHOGUN
 DESCRIPTION: 11" X 4" CONE
 NAME SHOGUN CONE FOUNTAIN
 CRACKLING
 BRAND: SHOGUN
 DESCRIPTION: 7" X 3" CONE
 NAME SHOGUN CONE FOUNTAIN
 MULTICOLOR
 BRAND: SHOGUN
 DESCRIPTION: 9" X 3" FOUNTAIN
 NAME SHOGUN CONE FOUNTAIN
 MULTICOLOR
 BRAND: SHOGUN
 DESCRIPTION: 7" X 3" CONE
 NAME SHOGUN CONE FOUNTAIN
 MULTICOLOR
 BRAND: SHOGUN
 DESCRIPTION: 11" X 4" CONE
 NAME SHOGUN CONE FOUNTAIN SILVER
 BRAND: SHOGUN
 DESCRIPTION: 11" X 4" CONE
 NAME SHOGUN CONE FOUNTAIN SILVER
 BRAND: SHOGUN
 DESCRIPTION: 7" X 3" CONE
 NAME SHOGUN CONE FOUNTAIN SILVER
 BRAND: SHOGUN
 DESCRIPTION: 9" X 3" CONE
 NAME SILVER BUTTERFLY USA 3# CONIC
 CONE C
 BRAND:
 DESCRIPTION: 6" X 2 1/2" CONE

NAME SILVER CHRYSANTHEMUM 7"
 ASSORTED FOUNTAIN
 BRAND: SHOGUN
 DESCRIPTION: 6 1/2" X 1 1/2" CYLINDER WITH BASE
 NAME SKY PARADE CP969
 BRAND: TNT
 DESCRIPTION: 6" X 5" X 3" MULTITUBE OVAL
 SHAPE
 NAME SNOW BALL
 BRAND: WINDA FIREWORKS
 DESCRIPTION: 6" X 2 1/4" CYLINDER
 NAME SONIC CONIC
 BRAND: PITBULL
 DESCRIPTION: 2 3/4" X 1 1/4" CONE
 NAME SOUND OF MUSIC P3043
 BRAND: WINDA FIREWORKS
 DESCRIPTION: 4 3/4" X 4 1/4" TRIANGLE
 NAME SOUTHERN LIGHTS MULTITUBES
 OF COLORED SPARKS AND
 WHISTLE
 BRAND: EASY LITE
 DESCRIPTION: 6" X 3" MULTITUBE RECTANGLE
 NAME SPARKLERS #10 BLUE 0045
 BRAND: PITBULL
 DESCRIPTION: 10 1/2" X 2" X 1/2" BOX CONTAINING
 8 SPARKLERS
 NAME SPARKLERS #10 GOLD 0045
 BRAND: PITBULL
 DESCRIPTION: 10 1/2" X 2" X 1/2" BOX CONTAINING
 8 SPARKLERS
 NAME SPARKLERS #10 GREEN 0045
 BRAND: PITBULL
 DESCRIPTION: 10 1/2" X 2" X 1/2" BOX CONTAINING
 8 SPARKLERS
 NAME SPARKLERS #10 RED 0045
 BRAND: PITBULL
 DESCRIPTION: 10 1/2" X 2" X 1/2" BOX CONTAINING
 8 SPARKLERS
 NAME SPARKLERS #8 BLUE 0035
 BRAND: PITBULL
 DESCRIPTION: 8 1/2" X 2" X 1/2" BOX CONTAINING
 6 SPARKLERS
 NAME SPARKLERS #8 GOLD 0030
 BRAND: PITBULL
 DESCRIPTION: 8 1/2" X 2" X 1/2" BOX CONTAINING
 6 SPARKLERS
 NAME SPARKLERS #8 GREEN 0035
 BRAND: PITBULL
 DESCRIPTION: 8 1/2" X 2" X 1/2" BOX CONTAINING
 6 SPARKLERS

NAME	SPARKLERS #8 RED 0035	NAME	THE RATTLER FN87
BRAND:	PITBULL	BRAND:	NITRO
DESCRIPTION:	8 1/2" X 2" X 1/2" BOX CONTAINING 6 SPARKLERS	DESCRIPTION:	4" X 1 3/4" MULTITUBE CYLINDER
NAME	SPARKLERS NO. 36 GOLD 3 PIECES	NAME	THE TORCH SS58
BRAND:	PITBULL	BRAND:	TNT
DESCRIPTION:	37 1/2" X 2" BOX CONTAINING THREE 36" SPARKLERS	DESCRIPTION:	5" X 3" MULTITUBE RECTANGLE
NAME	SPARKLING GLORY APE102	NAME	TITANIC BP4169
BRAND:	TNT	BRAND:	BROTHERS
DESCRIPTION:	9" X 4" MULTITUBE CYLINDER	DESCRIPTION:	18 1/2" X 6 1/4" X 3 1/4" BOX CONTAINING 18" SHIP
NAME	SPARKLING GLORY NO. 10 GOLD	NAME	TWIN PACK TANKS TANK WITH FOUNTAIN
BRAND:	CANNON BRAND	BRAND:	NV11C
DESCRIPTION:	10" X 1 3/4" BOX CONTAINING 8 SPARKLERS	DESCRIPTION:	BLISTER PACKAGE WITH BLUE AND GREEN TANKS
NAME	SPARKLING GLORY BAMBOO NO. 8 COLOR	NAME	USA LIGHTS FN76A
BRAND:	CANNON BRAND	BRAND:	NITRO
DESCRIPTION:	8" X 2" BOX CONTAINING 6 SPARKLERS	DESCRIPTION:	11 3/4" X 4" MULTITUBE HEXAGON
NAME	SPARKLING GLORY BAMBOO NO. 8 GOLD	NAME	VIOLET AND BUTTERFLIES 7" ASSORTED FOUNTAIN
BRAND:	CANNON BRAND	BRAND:	SHOGUN
DESCRIPTION:	8 1/4" x 1 1/4" BOX CONTAINING 6 SPARKLERS	DESCRIPTION:	6 1/2" X 1 1/2" CYLINDER WITH BASE
NAME	SPLERDJD FLOWER	NAME	VIOLET PYRAMID CRACKLE
BRAND:		BRAND:	PITBULL
DESCRIPTION:	3" X 3 1/2" MULTI TUBE HEXAGON BASKET	DESCRIPTION:	4" X 3 1/2" TRIANGLE
NAME	SPRING PEACH 7" ASSORTED FOUNTAIN	NAME	WHISTLE JACK FN74C
BRAND:	SHOGUN	BRAND:	NITRO
DESCRIPTION:	6 1/2" X 1 1/2" CYLINDER WITH BASE	DESCRIPTION:	8" X 3" MULTITUBE CYLINDER
NAME	ST. ELMO'S FIRE FOUNTAIN	NAME	WHISTLING CHARLIE FN 90
BRAND:	PHANTOM	BRAND:	EASY-LITE
DESCRIPTION:	4" X 2 1/2" X 2 1/2" MULTITUBE RECTANGLE	DESCRIPTION:	4" X 3 3/4" MULTISIZE CYLINDER
NAME	STARS OF U.S.A. BP4170	NAME	WHITE HORSE
BRAND:	BROTHERS	BRAND:	FLYING DRAGON
DESCRIPTION:	4" X 3/4" CYLINDER WITH BASE	DESCRIPTION:	4" X 6 1/2" MULTITUBE HEXAGON
NAME	STOCK CAR NV30C	NAME	WONDERFUL BOUQUET BP4134
BRAND:	EASY-LITE	BRAND:	BROTHERS
DESCRIPTION:	BLISTER PACKAGE WITH TWO STOCK CARS	DESCRIPTION:	3 1/2" X 3 1/2" X 5" HEXAGON BASKET
NAME	SUN SHOWER SS57	NAME	WONDERLAND WONDERLAND WONDERLAND P3046
BRAND:	TNT	BRAND:	WINDA FIREWORKS
DESCRIPTION:	4" X 3 1/2" MULTITUBE BOX	DESCRIPTION:	7" X 3" MULTITUBE CYLINDER
NAME	SUPER BEE APE103	NAME	WORLD WAR II APE105
BRAND:	TNT	BRAND:	TNT
DESCRIPTION:	4 1/2" X 4" MULTITUBE CYLINDER	DESCRIPTION:	5" X 3" MULTITUBE BOX
		NAME	X'MAS TREE CRACKLING F1016B
		BRAND:	SHOGUN
		DESCRIPTION:	4 1/2" X 1" CYLINDER WITH BASE

DEPARTMENT OF COMMUNITY AFFAIRS

**NOTICE OF APPROVAL FOR
FLORIDA FOREVER FUNDS**

The Florida Communities Trust ("Trust") reviewed and approved project plans for land acquisition projects submitted under the Florida Forever Program, Series FF1 funding cycle. The project plans listed below were approved by the Executive Director under authority delegated from the governing body. The Executive Director is authorized to execute the agreements for acquisition of the project site and all other documents necessary to close the project and that funds be released as follows:

- Project: 01-004-FF1/Bennett Park
Grantee: Manatee County
Amount of Approved Funds: the lesser of 60.00% of the final total project costs or \$2,336,850.00
- Project: 01-018-FF1/Bayshore Linear Park
Grantee: Charlotte County
Amount of Approved Funds: the lesser of 75.00% of the final total project costs or \$1,100,000.00
- Project: 01-122-FF1/Beach and Peach Urban Park
Grantee: City of Jacksonville
Amount of Approved Funds: the lesser of 40.00% of the final total project costs or \$587,169.80
- Project: 01-133-FF1/Delaplane Peninsula Blueways Project
Grantee: Martin County Regional Land Trust
Amount of Approved Funds: the lesser of 100.00% of the final total project costs or \$5,554,600.00

NOTICE OF ADMINISTRATIVE HEARING RIGHTS

Any person with substantial interests that are or may be determined by the approval of funds for projects by the Trust has a right to an informal administrative proceeding pursuant to Section 120.57(2), F.S., if the person does not dispute issues of material fact raised by this decision. If an informal proceeding is held, the petitioner will have the opportunity to be represented by counsel, to present to the agency written or oral evidence in opposition to the Trust action, or to present a written statement challenging the legal grounds upon which the Trust is justifying its actions.

Alternatively, any person with substantial interests that are or may be determined by the approval of funds for projects by the Trust has a right to a formal administrative hearing pursuant to section 120.57(1), F.S., if the person disputes any issues of material fact stated in this decision. At a formal hearing the petitioner may be represented by counsel, and will have the opportunity to present evidence and argument on all the issues involved, to conduct cross-examination and submit rebuttal evidence, to submit proposed findings of fact and orders, and to file exceptions to any order or hearing officer's recommended order.

If a person with a substantial interest desires either an informal proceeding or a formal hearing, the person must file with the Trust Clerk a written response or pleading entitled "Petition for Administrative Proceedings" within 21 calendar days of the publication date of this notice of final agency action. The petition must be in the form required by Rule 18-106.201, F.A.C. A petition is filed when it is received by the Trust Clerk at 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100. A petition must specifically request an informal proceeding or a formal hearing, it must admit or deny each material fact contained in this decision, and it must state any defenses upon which the petitioner relies. If the petitioner lacks knowledge of a particular allegation of fact, it must so state and that statement will operate as a denial.

Any person with substantial interests that are or may be determined by the approval of funds for projects by the Trust waives the right to an informal proceeding or a formal hearing if a Petition for Administrative Proceeding is not filed with the Trust Clerk within 21 days of the date of publication of the notice of final agency action.

**NOTICE OF APPROVAL FOR
FLORIDA FOREVER FUNDS**

The Florida Communities Trust ("Trust") reviewed and approved project plans for land acquisition projects submitted under the Florida Forever Program, Series FF1 funding cycle. The project plan listed below was approved by the Executive Director under authority delegated from the governing body. The Executive Director is authorized to execute the agreements for acquisition of the project site and all other documents necessary to close the project and that funds be released as follows:

- Project: 01-074-FF1/Pleasant Oceanside Preserve
Grantee: City of Deerfield Beach
Amount of Approved Funds: the lesser of 50.00% of the final total project costs or \$1,554,323.25

NOTICE OF ADMINISTRATIVE HEARING RIGHTS

Any person with substantial interests that are or may be determined by the approval of funds for projects by the Trust has a right to an informal administrative proceeding pursuant to Section 120.57(2), F.S., if the person does not dispute issues of material fact raised by this decision. If an informal proceeding is held, the petitioner will have the opportunity to be represented by counsel, to present to the agency written or oral evidence in opposition to the Trust action, or to present a written statement challenging the legal grounds upon which the Trust is justifying its actions.

Alternatively, any person with substantial interests that are or may be determined by the approval of funds for projects by the Trust has a right to a formal administrative hearing pursuant to Section 120.57(1), F.S., if the person disputes any issues of material fact stated in this decision. At a formal hearing the petitioner may be represented by counsel, and will have the

opportunity to present evidence and argument on all the issues involved, to conduct cross-examination and submit rebuttal evidence, to submit proposed findings of fact and orders, and to file exceptions to any order or hearing officer's recommended order.

If a person with a substantial interest desires either an informal proceeding or a formal hearing, the person must file with the Trust Clerk a written response or pleading entitled "Petition for Administrative Proceedings" within 21 calendar days of the publication date of this notice of final agency action. The petition must be in the form required by Rule 18-106.201, F.A.C. A petition is filed when it is received by the Trust Clerk at 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100. A petition must specifically request an informal proceeding or a formal hearing, it must admit or deny each material fact contained in this decision, and it must state any defenses upon which the petitioner relies. If the petitioner lacks knowledge of a particular allegation of fact, it must so state and that statement will operate as a denial.

Any person with substantial interests that are or may be determined by the approval of funds for projects by the Trust waives the right to an informal proceeding or a formal hearing if a Petition for Administrative Proceeding is not filed with the Trust Clerk within 21 days of the date of publication of the notice of final agency action.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, Classic Motorworks, intends to allow the establishment of Euro Cycles, as a dealership for the sale of Royal Enfield motorcycles, at 39042 U.S. Highway 19 North, Tarpon Springs, (Pinellas County), Florida 34689, on or after February 14, 2003.

The name and address of the dealer operator(s) and principal investor(s) of Classic Motorworks are dealer operator(s) and principal investor(s): Reinhold Probst, 39042 U.S. Highway 19, North, Tarpon Springs, FL 34689.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Mr. Ronald D. Reynolds, Administrator, Dealer

License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Larry Sahagian, General Manager, Classic Motorworks, 1220 (B) 4th St., N. W., Fairbault, MN 55021.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, Thomas Built Buses, Inc., intends to allow the establishment of Freightliner Trucks of South Florida, Inc., as a dealership for the sale of Thomas vehicles, at 2840 Center Port Circle, Pompano Beach, (Broward County), Florida, 33064 on or after November 21, 1999.

The name and address of the dealer operator(s) and principal investor(s) of Gulf Coast Harley-Davidson, Inc. are dealer operator(s): Robert C. Arrington, 2840 Center Port Circle, Pompano Beach and principal investor(s): Kenneth J. Soltesz, Mark A. Peretti and Freightliner Management Development Corporation, 2840 Center Port Circle, Pompano Beach, FL 33064.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Ken Hedgecock, Director, Thomas Built Buses, Inc., 1408 Courtesy Road, High Point, NC 27260.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, Hino Diesel Trucks USA, Inc., intends to allow the establishment of TruckMax Incorporated d/b/a TruckMax Hino of Miami, as a dealership for the sale and service of Hino Diesel Trucks, at 6000 N. W. 77th Court, Miami, (Dade County), Florida 33166, on or after April 1, 2003.

The name and address of the dealer operator(s) and principal investor(s) of TruckMax Incorporated d/b/a TruckMax Hino of Miami. are dealer operator(s) and principal investor(s): Robert Dollar, 112 Tequesta Street, Islamorada, FL 33070.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Gary Brown, Sr. National Mgr., Hino Diesel Trucks USA, Inc., 25 Corporate Drive, Orangeburg, NY 10962-2626.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, Indian Motorcycle Corporation, intends to allow the establishment of Bottom Line Operations, Inc. d/b/a Indian Motorcycle Sarasota, as a dealership for the sale of Indian motorcycles, at 6051 N. Washington Blvd. (301), Sarasota, (Sarasota County), Florida 34243, on or after February 4, 2003.

The name and address of the dealer operator(s) and principal investor(s) of Bottom Line Operations, Inc. d/b/a Indian Motorcycle Sarasota are dealer operator(s) and principal investor(s): Donald Smith, 517 Albee Road West, Nokomis, FL 34275.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Nicole Gunion, Dealer Development Assistant, Indian Motorcycle Corporation, 200 East Tenth Street, Gilroy, CA 95020.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, General Motors Corporation, intends to allow the establishment of McNamara Pontiac, Inc. d/b/a McNamara Pontiac Buick GMC as a dealership for the sale of Buick, Pontiac and GMC, at 11500 East Colonial Blvd., Orlando, (Orange County), Florida 32808, on or after June 30, 2003.

The name and address of the dealer operator(s) and principal investor(s) of McNamara Pontiac, Inc. d/b/a McNamara Pontiac Buick GMC are dealer operator(s) Hal B. McNamara, 1010 W. Colonial Drive, Orlando, FL 32804 and principal investor(s): Hal B. McNamara, Dennis C. McNamara Sr., 1010 W. Colonial Drive, Orlando, FL 32804.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900, Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Jody L. Huey, Dealer Contractual Manager, General Motors Corporation, 100 Renaissance Center, Detroit, MI 48265-1000.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

AGENCY FOR HEALTH CARE ADMINISTRATION

CERTIFICATE OF NEED

GRACE PERIOD LETTERS OF INTENT

The Agency For Health Care Administration received and accepted the following letters of intent for the March 12, 2003 application filing date for Hospital Beds & Facilities batching cycle:

County: Leon District: 2
 Date Filed: 2/26/2003 LOI#: H0302026
 Facility/Project: Select Specialty Hospital-Leon, Inc.
 Applicant: Select Specialty Hospital-Leon, Inc.
 Project Description: Establish a long-term care hospital of up to 60 beds

County: Marion District: 3
 Date Filed: 2/26/2003 LOI#: H0302027
 Facility/Project: Kindred Hospitals East, L.L.C.
 Applicant: Kindred Hospitals East, L.L.C.
 Project Description: Establish a long-term care hospital of up to 60 beds

County: Duval District: 4
 Date Filed: 2/26/2003 LOI#: H0302028
 Facility/Project: Southern Baptist Hospital of Florida, Inc.
 Applicant: Southern Baptist Hospital of Florida, Inc.
 Project Description: Establish a new acute care hospital of up to 125 beds through the transfer of up to 125 acute care beds from Baptist Medical Center

County: Lee District: 8
 Date Filed: 2/26/2003 LOI#: H0302029
 Facility/Project: Select Specialty Hospital-Lee, Inc.
 Applicant: Select Specialty Hospital-Lee, Inc.
 Project Description: Establish a long-term care hospital of up to 60 beds

County: Sarasota District: 8

Date Filed: 2/26/2003 LOI#: H0302030
 Facility/Project: Select Specialty Hospital-Sarasota, Inc.
 Applicant: Select Specialty Hospital-Sarasota, Inc.
 Project Description: Establish a long-term care hospital of up to 60 beds

County: Palm Beach District: 9
 Date Filed: 2/26/2003 LOI#: H0302031
 Facility/Project: Kindred Hospitals East, L.L.C.
 Applicant: Kindred Hospitals East, L.L.C.
 Project Description: Establish a long-term care hospital of up to 70 beds

County: Palm Beach District: 9
 Date Filed: 2/26/2003 LOI#: H0302032
 Facility/Project: JFK Medical Center
 Applicant: Columbia/JFK Medical Center, L.P.
 Project Description: Add up to 100 acute care beds through the delicensure of up to 100 beds at Columbia Hospital

County: Palm Beach District: 9
 Date Filed: 2/26/2003 LOI#: H0302033
 Facility/Project: Columbia/JFK Medical Center, L.P.
 Applicant: Columbia/JFK Medical Center, L.P.
 Project Description: Establish a new acute care hospital of up to 100 beds through the delicensure of up to 100 beds at Columbia Hospital

County: Dade District: 11
 Date Filed: 2/26/2003 LOI#: H0302034
 Facility/Project: Jackson Memorial Hospital
 Applicant: Public Health Trust of Miami-Dade County
 Project Description: Add up to 10 Level II NICU beds

County: Dade District: 11
 Date Filed: 2/26/2003 LOI#: H0302035
 Facility/Project: Jackson Memorial Hospital
 Applicant: Public Health Trust of Miami-Dade County
 Project Description: Add up to 10 Level III NICU beds

County: Dade District: 11
 Date Filed: 2/26/2003 LOI#: H0302036
 Facility/Project: Kendall Healthcare Group, Ltd
 Applicant: Kendall Healthcare Group, Ltd
 Project Description: Establish an acute care hospital of up to 100 beds through the delicensure of up to 100 acute beds at Kendall Regional Medical Center

County: Dade District: 11
 Date Filed: 2/26/2003 LOI#: H0302037
 Facility/Project: Baptist Hospital of Miami
 Applicant: Baptist Hospital of Miami, Inc.
 Project Description: Add up to eight Level III NICU beds

County: Leon District: 2
 Date Filed: 2/26/2003 LOI#: H0302038
 Facility/Project: HealthSouth LTAC of Tallahassee, Inc.
 Applicant: HealthSouth LTAC of Tallahassee, Inc.

Project Description: Establish a long-term care hospital of up to 40 beds

County: Hernando District: 3
Date Filed: 2/26/2003 LOI#: H0302039

Facility/Project: HealthSouth LTAC of Central Florida, Inc.
Applicant: HealthSouth LTAC of Central Florida, Inc.

Project Description: Establish a long-term care hospital of up to 40 beds

County: Martin District: 9
Date Filed: 2/26/2003 LOI#: H0302040

Facility/Project: HealthSouth LTAC of Stuart, Inc.
Applicant: HealthSouth LTAC of Stuart, Inc.

Project Description: Establish a long-term care hospital of up to 40 beds

If requested within 14 days after notice that an application has been filed, a public hearing may be held at the local level within 21 days after April 17, 2003, the date the application is scheduled to be deemed complete. Tentative hearing dates will be published on March 28, 2003.

CERTIFICATE OF NEED

DECISIONS ON BATCHED APPLICATIONS

The Agency For Health Care Administration made the following decisions on Certificate of Need applications for Other Beds and Programs batching cycle with an application due date of November 27, 2002:

County: Sumter Service District: 3
CON#: 9624 Decision Date: 2/28/2003 Decision: A

Facility/Project: Avante at the Villages, Inc.
Applicant: Avante at the Villages, Inc.

Project Description: Establish a 120-bed community nursing facility through the delicensure of like number of beds at Avante at Inverness, Leesburg and Mt. Dora and Oakwood Center

County: Lake Service District: 3
CON#: 9625 Decision Date: 2/28/2003 Decision: A

Facility/Project: Hospice of Lake & Sumter, Inc.
Applicant: Hospice of Lake & Sumter, Inc.

Project Description: Convert four residential hospice beds to four inpatient hospice beds

County: Pinellas Service District: 5
CON#: 9627 Decision Date: 2/28/2003 Decision: D

Facility/Project: Mease Hospital-Countryside
Applicant: Trustees of Mease Hospital, Inc.

Project Description: Establish an adult open heart surgery program

County: Pinellas Service District: 5
CON#: 9628 Decision Date: 2/28/2003 Decision: D

Facility/Project: St. Anthony's Hospital
Applicant: St. Anthony's Hospital, Inc.

Project Description: Establish an adult open heart surgery program

County: Pinellas Service District: 5
CON#: 9629 Decision Date: 2/28/2003 Decision: D

Facility/Project: Helen Ellis Memorial Hospital
Applicant: Tarpon Springs Hospital Foundation, Inc.

Project Description: Establish an adult open heart surgery program

County: Pinellas Service District: 5
CON#: 9630 Decision Date: 2/28/2003 Decision: A

Facility/Project: Sylvan Health Center
Applicant: Sylvan Health Systems, L.L.C.

Project Description: Add 60 community skilled nursing beds through delicensure of 60 community beds at Swanholm Nursing & Rehab Center

County: Pinellas Service District: 5
CON#: 9631 Decision Date: 2/28/2003 Decision: D

Facility/Project: The Springs at Boca Ciega Bay
Applicant: Fountains Senior Properties of Florida, Inc.

Project Description: Add 20 community nursing beds through delicensure of 20 community beds at Swanholm Nursing & Rehab Center

County: Pinellas Service District: 5
CON#: 9632 Decision Date: 2/28/2003 Decision: D

Facility/Project: College Harbor Retirement Community
Applicant: Senior Living Centers, Inc.

Project Description: Add 10 community nursing beds through delicensure of 10 community beds at Swanholm Nursing & Rehab Center

County: Polk Service District: 6
CON#: 9633 Decision Date: 2/28/2003 Decision: D

Facility/Project: Heart of Florida Regional Medical Center
Applicant: Haines City HMA, Inc.

Project Description: Establish an adult open heart surgery program

County: Polk Service District: 6
CON#: 9634 Decision Date: 2/28/2003 Decision: A

Facility/Project: Winter Haven Hospital
Applicant: Winter Haven Hospital, Inc.

Project Description: Establish an adult open heart surgery program

County: Hillsborough Service District: 6
CON#: 9635 Decision Date: 2/28/2003 Decision: D

Facility/Project: TR & SNF, Inc.
Applicant: TR & SNF, Inc.

Project Description: Establish a 120-bed community skilled nursing facility through delicensure of 120 community skilled nursing beds at University Villages Nursing Center

County: Orange Service District: 7
CON#: 9636 Decision Date: 2/28/2003 Decision: D

Facility/Project: Orlando Lutheran Towers, Inc.

Applicant: Orlando Lutheran Towers, Inc.
 Project Description: Establish a hospice program
 County: Orange Service District: 7
 CON#: 9637 Decision Date: 2/28/2003 Decision: A
 Facility/Project: Florida Hospital
 Applicant: Adventist Health System/Sunbelt, Inc.
 Project Description: Establish a pediatric cardiac catheterization program
 County: Orange Service District: 7
 CON#: 9638 Decision Date: 2/28/2003 Decision: A
 Facility/Project: Florida Hospital
 Applicant: Adventist Health System/Sunbelt, Inc.
 Project Description: Establish a pediatric open heart surgery program
 County: Lee Service District: 8
 CON#: 9639 Decision Date: 2/28/2003 Decision: A
 Facility/Project: Hope of Southwest Florida, Inc.
 Applicant: Hope of Southwest Florida, Inc.
 Project Description: Establish a 16-bed inpatient hospice house
 County: Dade Service District: 11
 CON#: 9640 Decision Date: 2/28/2003 Decision: A
 Facility/Project: Aventura Hospital and Medical Center
 Applicant: Miami Beach Healthcare Group, Ltd.
 Project Description: Establish an adult open heart surgery program
 County: Dade Service District: 11
 CON#: 9641 Decision Date: 2/28/2003 Decision: D
 Facility/Project: Palmetto General Hospital
 Applicant: Lifemark Hospitals of Florida, Inc.
 Project Description: Establish an adult open heart surgery program
 A request for administrative hearing, if any, must be made in writing and must be actually received by this department within 21 days of the first day of publication of this notice in the Florida Administrative Weekly pursuant to Chapter 120, Florida Statutes, and Chapter 59C-1, Florida Administrative Code.

County: Broward District: 10
 ID #: 0200037 Decision: A Issue Date: 2/23/2003
 Facility/Project: Memorial Regional Hospital
 Applicant: South Broward Hospital District
 Project Description: Add four child/adolescent psychiatric beds and delicense four adult psychiatric beds
 Proposed Project Cost: \$175,000
 County: Broward District: 10
 ID #: 0200038 Decision: A Issue Date: 2/23/2003
 Facility/Project: Memorial Regional Hospital
 Applicant: South Broward Hospital District
 Project Description: Add 26 acute care beds and delicense 26 adult psychiatric beds
 Proposed Project Cost: \$3,500,000
 County: Pinellas District: 5
 ID #: 0200039 Decision: A Issue Date: 2/28/2003
 Facility/Project: St. Anthony's Hospital
 Applicant: St. Anthony's Hospital, Inc.
 Project Description: Delicense 10 acute care beds
 Proposed Project Cost: \$0

The Florida Agency for Health Care Administration (the Agency), Bureau of Medicaid Program Analysis provides the following public notice regarding reimbursement for inpatient hospitals participating in the Florida Medicaid Program.

PURPOSE: To comply with federal public notice requirements in Section 1902(a)(13)(A) of the Social Security Act in changing reimbursement for inpatient hospitals, the Agency is publishing the final rates, the methodologies underlying the establishment of such rates, and justifications for the final rates. The Agency is in the process of amending its Title XIX Inpatient Hospital Reimbursement Plan (The Plan) to incorporate changes to the reimbursement methodology.

FINAL RATES: Effective January 1, 2003, the final rates for Medicaid inpatient hospitals will be rates resulting from the current methodology used to calculate per diems rates except for the following:

1. Effective January 1, 2003, the Agency for Health Care Administration (AHCA) will increase the total upper payment limit (UPL) balance based upon more current cost reporting data available for inpatient hospitals. The total amounts for the increases in special Medicaid payments are as follows:

Graduate Medical Education (GME)	\$3,920,792.00
Primary Care	\$4,506,657.00
Rural	\$2,185,000.00
Trauma	\$5,500,000.00
CHEP Hospitals	\$585,864.00
Payments for enhanced services	\$41,430,759.00

2. Clarification regarding the 14.5% calculation of charity care and Medicaid days as a percentage of adjusted patient days.

CERTIFICATE OF NEED
 EXEMPTIONS

The Agency For Health Care Administration authorized the following exemptions pursuant to Section 408.036(3), Florida Statutes:

County: Duval District: 4
 ID #: 0200036 Decision: A Issue Date: 2/20/2003
 Facility/Project: Baptist Medical Center Beaches
 Applicant: Baptist Medical Center Beaches, Inc.
 Project Description: Add 10 acute beds
 Proposed Project Cost: \$519,000

METHODOLOGIES: The methodology underlying the establishment of the final rates for Medicaid inpatient hospitals will be rates resulting from the current methodology used to calculate per diems except for an increase in the UPL balance based upon more current cost reporting data available for inpatient hospitals. The base amounts for the Graduate Medical Education (GME), Primary Care, Rural and Trauma silos will be increased along with additional payments for enhanced services for low-income and indigent individuals. Clarification regarding the 14.5% calculation of charity care and Medicaid days as a percentage of adjusted patient days.

JUSTIFICATION: The justification for the final rate change is based on the cost reporting data available to the Agency regarding the balance of the UPL program and the calculation of inpatient hospital reimbursement ceilings.

The Agency is proposing the above rates and changes in reimbursement, effective January 1, 2003. Providers, beneficiaries and their representatives, and other concerned State residents may provide written comment on the final rates, methodologies and justification underlying the establishment of such rates.

Written comments may be submitted to: Robert Butler, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Mail Stop 21, Tallahassee, Florida 32308. Copies of the draft reimbursement plan incorporating the above changes are available from the contact person listed above.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

**FLORIDA FINDING OF NO SIGNIFICANT IMPACT
CHIPLEY, FLORIDA**

The Florida Department of Environmental Protection has determined that the proposed project involving wastewater treatment plant construction and collection system improvements will not adversely affect the environment.

The full text of this notice is published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

For more information regarding the Florida Finding of No Significant Impact, please call: Troy Mullis, (850)245-8358.

**FLORIDA FINDING OF NO SIGNIFICANT IMPACT
TAVARES, FLORIDA**

The Florida Department of Environmental Protection has determined that the proposed Tavares wastewater transmission and treatment facilities will not have a significant adverse affect on the environment.

The full text of this notice is published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

For more information regarding the Florida Finding of No Significant Impact, please call: Troy M. Mullis, (850)245-8358.

**NOTICE OF AVAILABILITY
Natura, Inc.**

The Florida Department of Environmental Protection has determined, under the State Revolving Fund program, that the Natura, Inc. project to replace drinking water distribution lines will not adversely affect the environment.

The full text of this notice is published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

For more information, call: Al Bishop, (850)245-8358.

**NOTICE OF AVAILABILITY
City of Gretna**

The Florida Department of Environmental Protection has determined, under the State Revolving Fund program, that the City of Gretna project to provide a tie-in to the Quincy Transmission Main will not adversely affect the environment.

The full text of this notice is published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

For more information, call: Al Bishop, (850)245-8358.

NOTICE OF AVAILABILITY

Steinhatchee Water Association

The Florida Department of Environmental Protection has determined, under the State Revolving Fund program, that the Steinhatchee Water Association project to replace drinking water distribution lines will not adversely affect the environment.

The full text of this notice is published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

For more information, call: Al Bishop, (850)245-8358.

The Department of Environmental Protection gives notice of its intent to grant a ground water quality exemption (OGC Case Number 03-0193) to Resource Conservation Properties. The water quality exemption is to allow the Corkscrew Links aquifer storage and recovery project to exceed the secondary drinking water standard for color and iron. The full text of this notice is published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices," under program area "ground water."

For information concerning this intent to grant, contact: Richard Deuerling, (850)245-8653.

NOTICE OF FINAL ORDER AMENDING 2002
VERIFIED LIST OF IMPAIRED WATERS,
GROUP 1 BASINS

The Department of Environmental Protection gives notice of an ORDER AMENDING THE 2002 VERIFIED LIST OF IMPAIRED WATERS, GROUP 1 BASINS, as originally adopted by Secretarial Order on 28 August 2002, pursuant to Section 403.067, Fla. Stat., and Chapter 62-303, F.A.C.

Copies of the order amending the order issued August 28, 2002, may be requested from: Daryll Joyner, Program Administrator, Department of Environmental Protection, 2600 Blair Stone Road, Bureau of Watershed Management, MS #3510, Tallahassee, Florida 32399-2400 or by calling (850)488-0780.

The full text of the final order is published on the Internet at the DEP homepage at <http://www.dep.state.fl.us/> under the link or button entitled "Official Notices."

DEPARTMENT OF JUVENILE JUSTICE

The Florida Department of Juvenile Justice has posted the following policy for review and comment on MyFlorida.com at: <http://www.djj.state.fl.us/reference/policiesandprocedures/policyreview.html>.

The department-wide policy (Type B) addresses the following issue: Administrative Health Service Components – requiring that such components, as defined in this policy are implemented/maintained as part of the health service delivery system at each DJJ secure detention center and residential commitment program/correctional facility (“DJJ facility”), including those owned and/or operated by the Department or privately contracted by the Department. This is the first of two - 20 working day review and comment periods.

Please submit comments to the contact persons identified on the above Website. The closure date for submission of comments on this policy is March 28, 2003. Responses to comments received will be posted during the review period to the extent possible, but no later than 10 working days after the end of a review period on the above Website.

DEPARTMENT OF HEALTH

On February 27, 2003, John O. Agwunobi, M.D., M.B.A., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Joseph Maltese, R.Ph., license number PS 30087. This Emergency Suspension Order was predicated upon the Secretary’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8), and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On February 28, 2003, John O. Agwunobi, M.D., M.B.A., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Denis Bousquet, R.Ph., license number PS 26142. This Emergency Suspension Order was predicated upon the Secretary’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8), and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Section XIII
Index to Rules Filed During Preceding Week

RULES FILED BETWEEN February 24, 2003
 and February 28, 2003

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.	Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
					6C7-4.038	2/24/03	3/16/03	Newspaper	
					6C7-6.0071	2/24/03	3/16/03	Newspaper	
					6C7-6.009	2/24/03	3/16/03	Newspaper	
					6C7-7.101	2/24/03	3/16/03	Newspaper	
					6C7-7.102	2/24/03	3/16/03	Newspaper	
					6C7-7.103	2/24/03	3/16/03	Newspaper	
					6C7-7.104	2/24/03	3/16/03	Newspaper	
					6C7-7.105	2/24/03	3/16/03	Newspaper	
					6C7-7.106	2/24/03	3/16/03	Newspaper	
2A-3.002	2/25/03	3/17/03	29/4		6C7-7.107	2/24/03	3/16/03	Newspaper	
					6C7-7.1072	2/24/03	3/16/03	Newspaper	
					6C7-7.108	2/24/03	3/16/03	Newspaper	
					6C7-7.109	2/24/03	3/16/03	Newspaper	
					6C7-7.111	2/24/03	3/16/03	Newspaper	
					6C7-7.112	2/24/03	3/16/03	Newspaper	
					6C7-7.114	2/24/03	3/16/03	Newspaper	
					6C7-7.115	2/24/03	3/16/03	Newspaper	
					6C7-7.116	2/24/03	3/16/03	Newspaper	
					6C7-7.117	2/24/03	3/16/03	Newspaper	
					6C7-7.118	2/24/03	3/16/03	Newspaper	
					6C7-7.119	2/24/03	3/16/03	Newspaper	
					6C7-7.120	2/24/03	3/16/03	Newspaper	
					6C7-7.121	2/24/03	3/16/03	Newspaper	
					6C7-7.122	2/24/03	3/16/03	Newspaper	
					6C7-7.123	2/24/03	3/16/03	Newspaper	
					6C7-7.124	2/24/03	3/16/03	Newspaper	
					6C7-7.125	2/24/03	3/16/03	Newspaper	
					6C7-7.126	2/24/03	3/16/03	Newspaper	
					6C7-7.127	2/24/03	3/16/03	Newspaper	
					6C7-7.128	2/24/03	3/16/03	Newspaper	
					6C7-7.129	2/24/03	3/16/03	Newspaper	
					6C7-7.201	2/24/03	3/16/03	Newspaper	
					6C7-7.202	2/24/03	3/16/03	Newspaper	
					6C7-7.203	2/24/03	3/16/03	Newspaper	
					6C7-7.204	2/24/03	3/16/03	Newspaper	
					6C7-7.205	2/24/03	3/16/03	Newspaper	
					6C7-7.206	2/24/03	3/16/03	Newspaper	
					6C7-7.207	2/24/03	3/16/03	Newspaper	
					6C7-7.208	2/24/03	3/16/03	Newspaper	
					6C7-7.209	2/24/03	3/16/03	Newspaper	
					6C7-7.210	2/24/03	3/16/03	Newspaper	
					6C7-7.212	2/24/03	3/16/03	Newspaper	
					6C7-7.213	2/24/03	3/16/03	Newspaper	
					6C7-7.214	2/24/03	3/16/03	Newspaper	
					6C7-7.215	2/24/03	3/16/03	Newspaper	
					6C7-7.216	2/24/03	3/16/03	Newspaper	
					6C7-7.217	2/24/03	3/16/03	Newspaper	
					6C7-7.219	2/24/03	3/16/03	Newspaper	
					6C7-7.220	2/24/03	3/16/03	Newspaper	
					6C7-7.221	2/24/03	3/16/03	Newspaper	
					6C7-7.222	2/24/03	3/16/03	Newspaper	

DEPARTMENT OF LEGAL AFFAIRS
Division of Victim Services and Criminal Justice P

DEPARTMENT OF EDUCATION
Florida State University

University of Central Florida

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
6C7-7.301	2/24/03	3/16/03	Newspaper	
6C7-7.302	2/24/03	3/16/03	Newspaper	
6C7-7.303	2/24/03	3/16/03	Newspaper	
6C7-7.401	2/24/03	3/16/03	Newspaper	
6C7-7.402	2/24/03	3/16/03	Newspaper	
6C7-7.403	2/24/03	3/16/03	Newspaper	

Gulf Coast University

6C10-1.005	2/26/03	3/18/03	Newspaper	
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DEPARTMENT OF TRANSPORTATION

14-40.020	2/28/03	3/20/03	28/51	
14-40.021	2/28/03	3/20/03	28/51	
14-40.022	2/28/03	3/20/03	28/51	
14-40.023	2/28/03	3/20/03	28/51	
14-57.010	2/24/03	3/16/03	28/48	29/5
14-57.011	2/24/03	3/16/03	28/48	29/5
14-57.012	2/24/03	3/16/03	28/48	29/5

PUBLIC SERVICE COMMISSION

25-24.491	2/28/03	3/20/03	28/42	29/6
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AGENCY FOR HEALTH CARE ADMINISTRATION

Health Care Cost Containment Board

59E-5.101	2/24/03	3/16/03	29/1	
59E-5.102	2/24/03	3/16/03	29/1	
59E-5.103	2/24/03	3/16/03	29/1	
59E-5.205	2/24/03	3/16/03	29/1	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

64B3-11.001	2/26/03	3/18/03	28/50	
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Board of Medicine

64B8-1.007	2/27/03	3/19/03	29/4	
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Board of Optometry

64B13-5.001	2/28/03	3/20/03	29/3	
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DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Economic Self Sufficiency Program

65A-1.400	2/26/03	3/18/03	28/45	29/5
65A-1.604	2/26/03	3/18/03	29/1	
65A-1.900	2/26/03	3/18/03	28/52	

NAVIGATION DISTRICTS

Florida Inland Navigation Districts

66B-1.003	2/28/03	3/20/03	28/49	29/4
66B-1.006	2/28/03	3/20/03	28/49	
66B-1.008	2/28/03	3/20/03	28/49	29/4
66B-1.014	2/28/03	3/20/03	28/49	
66B-2.003	2/28/03	3/20/03	28/49	29/4
66B-2.006	2/28/03	3/20/03	28/49	
66B-2.008	2/28/03	3/20/03	28/49	29/4